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jc520 U.S. PTO

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09/728827



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Attorney's Docket No. B-4050CONTPTCT 618384-8

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): (1) Graeme John PROUDLER (2) David CHAN

WARNING: Patent must be applied for in the name(s) of all of the actual inventor(s). 37 CFR 1.41(a) and 1.53(b).

For (title):

"OPERATION OF TRUSTED STATE IN COMPUTING PLATFORM"

RECEIVED
NOV 28 2000
U.S. PATENT & TRADEMARK OFFICE

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this New Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date November 28, 2000, in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number EL741832285US, addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Karyn Lao

(type or print name of person mailing paper)

Signature of person mailing paper

NOTE: Each paper or fee referred to as enclosed herein has the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 CFR 1.10(b).

WARNING: Certificate of mailing (first class) or facsimile transmission procedures of 37 CFR 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

1. Type of Application

This new application is for a(n)

(check one applicable item below)

- ☐ Original (nonprovisional)
☐ Design
☐ Plant

WARNING: Do not use this transmittal for a completion in the U.S. of an International Application under 35 U.S.C. 371(c)(4), unless the International Application is being filed as a divisional, continuation or continuation-in-part application.

WARNING: Do not use this transmittal for the filing of a provisional application.

NOTE: If one of the following 3 items apply, then complete and attach **ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF A PRIOR U.S. APPLICATION CLAIMED** and a **NOTIFICATION IN PARENT APPLICATION OF THE FILING OF THIS CONTINUATION APPLICATION**.

- ☐ Divisional.
☒ Continuation.
☐ Continuation-in-part (C-I-P).

2. Benefit of Prior U.S. Application(s) (35 U.S.C. 119(e), 120, or 121)

NOTE: If the new application being transmitted is a divisional, continuation or a continuation-in-part of a parent case, or where the parent case is an International Application which designated the U.S., or benefit of a prior provisional application is claimed, then check the following item and complete and attach **ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S. APPLICATION(S) CLAIMED**.

WARNING: If an application claims the benefit of the filing date of an earlier filed application under 35 U.S.C. 120, 121 or 365(c), the 20-year term of that application will be based upon the filing date of the earliest U.S. application that the application makes reference to under 35 U.S.C. 120, 121 or 365(c). (35 U.S.C. 154(a)(2) does not take into account, for the determination of the patent term, any application on which priority is claimed under 35 U.S.C. 119, 365(a) or 365(b).) For a c-i-p application, applicant should review whether any claim in the patent that will issue is supported by an earlier application and, if not, the applicant should consider canceling the reference to the earlier filed application. The term of a patent is not based on a claim-by-claim approach. See Notice of April 14, 1995, 60 Fed. Reg. 20,195, at 20,205.

WARNING: When the last day of pendency of a provisional application falls on a Saturday, Sunday, or Federal holiday within the District of Columbia, any nonprovisional application claiming benefit of the provisional application must be filed prior to the Saturday, Sunday, or Federal holiday within the District of Columbia. See 37 C.F.R. § 1.78(a)(3).

- ☒ The new application being transmitted claims the benefit of prior U.S. application(s). Enclosed are **ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S. APPLICATION(S) CLAIMED**.

3. Papers Enclosed That Are Required for Filing Date under 37 C.F.R. 1.53(b) (Regular) or 37 C.F.R. 1.153 (Design) Application

41 copy of PCT International Application No. PCT/GB00/03613 as filed consisting of:

- 41 Pages of specification
7 Pages of claims
1 Pages of Abstract
12 Sheets of drawing (Figs. 1-12)

- ☒ formal
☐ informal

(Application Transmittal [4-1]—page 2 of 9)

WARNING: DO NOT submit original drawings. A high quality copy of the drawings should be supplied when filing a patent application. The drawings that are submitted to the Office must be on strong, white, smooth, and non-shiny paper and meet the standards according to § 1.84. If corrections to the drawings are necessary, they should be made to the original drawing and a high-quality copy of the corrected original drawing then submitted to the Office. Only one copy is required or desired. Comments on proposed new 37 CFR 1.84. Notice of March 9, 1988 (1990 O.G. 57-62).

NOTE: "Identifying indicia, if provided, should include the application number or the title of the invention, inventor's name, docket number (if any), and the name and telephone number of a person to call if the Office is unable to match the drawings to the proper application. This information should be placed on the back of each sheet of drawing a minimum distance of 1.5 cm. (5/8 inch) down from the top of the page." 37 C.F.R. 1.84(c).

(complete the following, if applicable)

- ☐ The enclosed drawing(s) are photograph(s), and there is also attached a "PETITION TO ACCEPT PHOTOGRAPH(S) AS DRAWING(S)." 37 C.F.R. 1.84(b).

4. Additional papers enclosed

- ☒ Preliminary Amendment
- ☒ Information Disclosure Statement (37 C.F.R. 1.98) with Form PTO-1449(modified); and
* copies of cited references.
- ☐ Form PTO-1449 (PTO/SB/08A and 08B)
- ☐ Citations
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing," computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.
- ☐ Authorization of Attorney(s) to Accept and Follow Instructions from Representative
- ☐ Special Comments
- ☒ Other : copy of PCT Request
copy of European Search Report (see Information Disclosure Statement)

5. Declaration or oath

- ☐ Enclosed
Executed by

(check all applicable boxes)

- ☐ inventor(s).
- ☐ legal representative of inventor(s).
37 CFR 1.42 or 1.43.
- ☐ joint inventor or person showing a proprietary interest on behalf of inventor who refused to sign or cannot be reached.
- ☐ This is the petition required by 37 CFR 1.47 and the statement required by 37 CFR 1.47 is also attached. See item 13 below for fee.

- ☒ Not Enclosed.

WARNING: Where the filing is a completion in the U.S. of an International Application, but where a declaration is not available, or where the completion of the U.S. application contains subject matter in addition to the International Application, the application may be treated as a continuation or continuation-in-part, as the case may be, utilizing ADDED PAGE FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S. APPLICATION CLAIMED.

(Application Transmittal [4-1]—page 3 of 9)

☒ Application is made by a person authorized under 37 C.F.R. 1.41(c) on behalf of all the above named inventor(s).

(The declaration or oath, along with the surcharge required by 37 CFR 1.16(e) can be filed subsequently).

NOTE: It is important that all the correct inventor(s) are named for filing under 37 CFR 1.41(c) and 1.53(b).

☐ Showing that the filing is authorized.
(not required unless called into question. 37 CFR 1.41(d))

6. Inventorship Statement

WARNING: If the named inventors are each not the inventors of all the claims an explanation, including the ownership of the various claims at the time the last claimed invention was made, should be submitted.

The inventorship for all the claims in this application are:

☐ The same.

or

☐ Not the same. An explanation, including the ownership of the various claims at the time the last claimed invention was made,

☐ is submitted.

☐ will be submitted.

7. Language

NOTE: An application including a signed oath or declaration may be filed in a language other than English. A verified English translation of the non-English language application and the processing fee of \$130.00 required by 37 CFR 1.17(k) is required to be filed with the application, or within such time as may be set by the Office. 37 CFR 1.52(d).

NOTE: A non-English oath or declaration in the form provided or approved by the PTO need not be translated. 37 CFR 1.69(b).

☒ English

☐ Non-English

☐ The attached translation is a verified translation. 37 C.F.R. 1.52(d).

8. Assignment

☐ An assignment of the invention to _____

☐ is attached. A separate ☐ "COVER SHEET FOR ASSIGNMENT (DOCUMENT) ACCOMPANYING NEW PATENT APPLICATION" or ☐ FORM PTO 1595 is also attached.

☒ will follow.

NOTE: "If an assignment is submitted with a new application, send two separate letters—one for the application and one for the assignment." Notice of May 4, 1990 (1114 O.G. 77-78).

WARNING: A newly executed "CERTIFICATE UNDER 37 CFR 3.73(b)" must be filed when a continuation-in-part application is filed by an assignee. Notice of April 30, 1993, 1150 O.G. 62-64.

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9. Certified Copy

Certified copy(ies) of application(s)

EP	99307380.8	17 September 1999
Country	Appln. no.	Filed
Country	Appln. no.	Filed
Country	Appln. no.	Filed

from which priority is claimed

- ☐ is (are) attached.
☐ will follow.

NOTE: The foreign application forming the basis for the claim for priority must be referred to in the oath or declaration. 37 CFR 1.55(a) and 1.63.

NOTE: This item is for any foreign priority for which the application being filed directly relates. If any parent U.S. application or International Application from which this application claims benefit under 35 U.S.C. 120 is itself entitled to priority from a prior foreign application, then complete item 18 on the ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S. APPLICATION(S) CLAIMED.

10. Fee Calculation (37 C.F.R. 1.16)

A. ☒ Regular application

CLAIMS AS FILED				
Number filed	Number Extra	Rate	Basic Fee 37 C.F.R. 1.16(a) \$ 710.00	
Total				
Claims (37 CFR 1.16(c)) 22 - 20 =	2	×	\$ 18.00	36.00
Independent				
Claims (37 CFR 1.16(b)) 4 - 3 =	1	×	\$ 80.00	80.00
Multiple dependent claim(s), if any (37 CFR 1.16(d))	0	+	\$ 270.00	0

- ☐ Amendment cancelling extra claims is enclosed.
☐ Amendment deleting multiple-dependencies is enclosed.
☐ Fee for extra claims is not being paid at this time.

NOTE: If the fees for extra claims are not paid on filing they must be paid or the claims cancelled by amendment, prior to the expiration of the time period set for response by the Patent and Trademark Office in any notice of fee deficiency. 37 CFR 1.16(d).

Filing Fee Calculation

\$ 826.00

- B. ☐ Design application
(\$320.00—37 CFR 1.16(f))

Filing Fee Calculation

\$ _____

- C. ☐ Plant application
(\$530.00—37 CFR 1.16(g))

Filing fee calculation

\$ _____

11. Small Entity Statement(s)

- ☐ Verified Statement(s) that this is a filing by a small entity under 37 CFR 1.9 and 1.27 is (are) attached.

WARNING: "Status as a small entity in one application or patent does not affect any other application or patent, including applications or patents which are directly or indirectly dependent upon the application or patent in which the status has been established. A nonprovisional application claiming benefit under 35 U.S.C. 119(e), 120, 121 or 365(c) of a prior application may rely on a verified statement filed in the prior application if the nonprovisional application includes a reference to a verified statement in the prior application or includes a copy of the verified statement filed in the prior application if status as a small entity is still proper and desired." 37 C.F.R. § 1.28(a).

(complete the following, if applicable)

- ☐ Status as a small entity was claimed in prior application

_____ / _____, filed on _____, from which benefit is being claimed for this application under:

- 35 U.S.C. ☐ 119(e),
☐ 120,
☐ 121,
☐ 365(c),

and which status as a small entity is still proper and desired.

- ☐ A copy of the verified statement in the prior application is included.

Filing Fee Calculation (50% of A, B or C above)

\$ _____

NOTE: Any excess of the full fee paid will be refunded if a verified statement and a refund request are filed within 2 months of the date of timely payment of a full fee. The two-month period is not extendable under § 1.136. 37 CFR 1.28(a).

12. Request for International-Type Search (37 C.F.R. 1.104(d))

(complete, if applicable)

- ☐ Please prepare an International-type search report for this application at the time when national examination on the merits takes place.

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13. Fee Payment Being Made at This Time

☒ Not Enclosed

☒ No filing fee is to be paid at this time.
(This and the surcharge required by 37 C.F.R. 1.16(e) can be paid subsequently.)

☐ Enclosed

- ☐ Basic filing fee \$ _____
- ☐ Recording assignment
(\$40.00; 37 C.F.R. 1.21(h))
(See attached "COVER SHEET FOR
ASSIGNMENT ACCOMPANYING NEW
APPLICATION".) \$ _____
- ☐ Petition fee for filing by other than all the
inventors or person on behalf of the inventor
where inventor refused to sign or cannot be
reached
(\$130.00; 37 C.F.R. 1.47 and 1.17(h)) \$ _____
- ☐ For processing an application with a
specification in
a non-English language
(\$130.00; 37 C.F.R. 1.52(d) and 1.17(k)) \$ _____
- ☐ Processing and retention fee
(\$130.00; 37 C.F.R. 1.53(d) and 1.21(l)) \$ _____
- ☐ Fee for international-type search report
(\$40.00; 37 C.F.R. 1.21(e)) \$ _____

NOTE: 37 CFR 1.21(l) establishes a fee for processing and retaining any application that is abandoned for failing to complete the application pursuant to 37 CFR 1.53(d) and this, as well as the changes to 37 CFR 1.53 and 1.78, indicate that in order to obtain the benefit of a prior U.S. application, either the basic filing fee must be paid, or the processing and retention fee of \$ 1.21(l) must be paid, within 1 year from notification under § 53(d).

Total fees enclosed \$ _____

14. Method of Payment of Fees

- ☐ Check in the amount of \$ _____
- ☐ Charge Account No. _____ in the amount of \$ _____

A duplicate of this transmittal is attached.

NOTE: Fees should be itemized in such a manner that it is clear for which purpose the fees are paid. 37 CFR 1.22(b).

WARNING: If no fees are to be paid on filing, the following items should not be completed.

WARNING: Accurately count claims, especially multiple dependent claims, to avoid unexpected high charges, if extra claim charges are authorized.

- ☐ The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. _____:

☐ 37 C.F.R. 1.16(a), (f) or (g) (filing fees)

☐ 37 C.F.R. 1.16(b), (c) and (d) (presentation of extra claims)

NOTE: Because additional fees for excess or multiple dependent claims not paid on filing or on later presentation must only be paid or these claims cancelled by amendment prior to the expiration of the time period set for response by the PTO in any notice of fee deficiency (37 CFR 1.16(d)), it might be best not to authorize the PTO to charge additional claim fees, except possibly when dealing with amendments after final action.

☐ 37 C.F.R. 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)

☐ 37 C.F.R. 1.17 (application processing fees)

WARNING: While 37 CFR 1.17(a), (b), (c) and (d) deal with extensions of time under § 1.136(a), this authorization should be made only with the knowledge that: "Submission of the appropriate extension fee under 37 C.F.R. 1.136(a) is to no avail unless a request or petition for extension is filed." (Emphasis added). Notice of November 5, 1985 (1060 O.G. 27).

☐ 37 C.F.R. 1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 C.F.R. 1.311(b))

NOTE: Where an authorization to charge the issue fee to a deposit account has been filed before the mailing of a Notice of Allowance, the issue fee will be automatically charged to the deposit account at the time of mailing the notice of allowance. 37 CFR 1.311(b).

NOTE: 37 CFR 1.28(b) requires "Notification of any change in loss of entitlement to small entity status must be filed in the application . . . prior to paying, or at the time of paying, . . . issue fee." From the wording of 37 CFR 1.28(b): (a) notification of change of status must be made even if the fee is paid as "other than a small entity" and (b) no notification is required if the change is to another small entity.

16. Instructions as to Overpayment

- ☒ Credit Account No. 12-0415
☐ Refund

Reg. No. 28,145

Tel. No. (323) 934-2300


SIGNATURE OF ATTORNEY

Richard P. Berg

(type or print name of attorney)

LADAS & PARRY

P.O. Address

5670 Wilshire Boulevard, Suite 2100

Los Angeles, California 90036-5679

(Application Transmittal [4-1]—page 8 of 9)

☒ **Incorporation by reference of added pages**

(check the following item if the application in this transmittal claims the benefit of prior U.S. application(s) (including an international application entering the U.S. stage as a continuation, divisional or C-I-P application) and complete and attach the ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S. APPLICATION(S) CLAIMED)

- ☒ **Plus Added Pages for New Application Transmittal Where Benefit of Prior U.S. Application(s) Claimed**

Number of pages added 5

- ☐ **Plus Added Pages for Papers Referred to in Item 4 Above**

Number of pages added _____

- ☐ **Plus "Assignment Cover Letter Accompanying New Application"**

Number of pages added _____

☐ **Statement Where No Further Pages Added**

(if no further pages form a part of this Transmittal, then end this Transmittal with this page and check the following item)

- ☐ **This transmittal ends with this page.**

jc862 U.S. PTO
09/28/00
11/28/00

**ADDED PAGE(S) FOR APPLICATION TRANSMITTAL WHERE BENEFIT OF
A PRIOR U.S. APPLICATION CLAIMED**

This application is being filed as a continuation of co-pending PCT International Patent Application No. PCT/GB00/03613 (filed on 19 September 2000), which PCT application claims priority to EP Application No. 99307380.8 (filed on 17 September 1999).

Added page 5

Attorney's Docket No. B-4050CONTPT 618384-8

PATENT

**ADDED PAGES FOR APPLICATION TRANSMITTAL WHERE BENEFIT OF
PRIOR U.S. APPLICATION(S) CLAIMED**

NOTE: "In order for an application to claim the benefit of a prior filed copending national application, the prior application must name as an inventor at least one inventor named in the later filed application and disclose the named inventor's invention claimed in at least one claim of the later filed application in the manner provided by the first paragraph of 35 U.S.C. 112." 37 CFR 1.78(a).

NOTE: "In addition the prior application must be (1) complete as set forth in § 1.51, or (2) entitled to a filing date as set forth in § 1.53(b) and include the basic filing fee set forth in § 1.16; or (3) entitled to a filing date as set forth in § 1.53(b) and have paid therein the processing and retention fee set forth in § 1.21(l) within the time period set forth in § 1.53(d)." 37 CFR 1.78(a).

17. Relate Back

WARNING: If an application claims the benefit of the filing date of an earlier filed application under 35 U.S.C. 120, 121 or 365(c), the 20-year term of that application will be based upon the filing date of the earliest U.S. application that the application makes reference to under 35 U.S.C. 120, 121 or 365(c). (35 U.S.C. 154(a)(2) does not take into account, for the determination of the patent term, any application on which priority is claimed under 35 U.S.C. 119, 365(a) or 365(b).) For a c-i-p application, applicant should review whether any claim in the patent that will issue is supported by an earlier application and, if not, the applicant should consider canceling the reference to the earlier filed application. The term of a patent is not based on a claim-by-claim approach. See Notice of April 14, 1995, 60 Fed. Reg. 20,195, at 20,205.

(complete the following, if applicable)

☒ Amend the specification by inserting, before the first line, the following sentence:

A. 35 U.S.C. 119(e)

NOTE: "Any nonprovisional application claiming the benefit of one or more prior filed copending provisional applications must contain or be amended to contain in the first sentence of the specification following the title a reference to each such prior provisional application, identifying it as a provisional application, and including the provisional application number (consisting of series code and serial number)." 37 C.F.R. § 1.78(a)(4).

☐ "This application claims the benefit of U.S. Provisional Application(s) No(s).:

APPLICATION NO(S).:

FILING DATE

_____ / _____	_____ "
_____ / _____	_____ "
_____ / _____	_____ "

B. 35 U.S.C. 120, 121 and 365(c)

NOTE: "Any nonprovisional application claiming the benefit of one or more prior filed copending nonprovisional applications or international applications designating the United States of America must contain or be amended to contain in the first sentence of the specification following the title a reference to each such prior application, identifying it by application number (consisting of the series code and serial number) or international application number and International filing date and indicating the relationship of the applications. Cross-references to other related applications may be made when appropriate. (See § 1.14(b))." 37 C.F.R. § 1.78(2).

☒ "This application is a

- ☒ continuation
☐ continuation-in-part
☐ divisional

of copending application(s)

- ☐ application number 0 / _____ filed on _____"
☒ International Application PCT/GB00/03613 filed on
19 September 2000 and which designated the U.S."

NOTE: The proper reference to a prior filed PCT application that entered the U.S. national phase is the U.S. serial number and the filing date of the PCT application that designated the U.S.

NOTE: (1) Where the application being transmitted adds subject matter to the International Application, then the filing can be as a continuation-in-part or (2) if it is desired to do so for other reasons then the filing can be as a continuation.

- ☐ "The nonprovisional application designated above, namely application
____ / _____, filed _____, claims the benefit of U.S.
Provisional Application(s) No(s):

APPLICATION NO(S):

FILING DATE

_____ / _____	_____ "
_____ / _____	_____ "
_____ / _____	_____ "

NOTE: The deadline for entering the national phase in the U.S. for an international application was clarified in the Notice of April 28, 1987 (1079 O.G. 32 to 46) as follows:

"The Patent and Trademark Office considers the International application to be pending until the 22nd month from the priority date if the United States has been designated and no Demand for International Preliminary Examination has been filed prior to the expiration of the 19th month from the priority date and until the 32nd month from the priority date if a Demand for International Preliminary Examination which elected the United States of America has been filed prior to the expiration of the 19th month from the priority date, provided that a copy of the international application has been communicated to the Patent and Trademark Office within the 20 or 30 month period respectively. If a copy of the international application has not been communicated to the Patent and Trademark Office within the 20 or 30 month period respectively, the international application becomes abandoned as to the United States 20 or 30 months from the priority date respectively. These periods have been placed in the rules as paragraph (h) of § 1.494 and paragraph (i) of § 1.495. A continuing application under 35 U.S.C. 365(c) and 120 may be filed anytime during the pendency of the international application."

Added Pages for Application Transmittal Where Benefit of Prior U.S. Application(s) Claimed
[4-1.1]—page 2 of 5)

18. Relate Back—35 U.S.C. 119 Priority Claim for Prior Application

The prior U.S. application(s), including any prior International Application designating the U.S., identified above in Item 17B, in turn itself claim(s) foreign priority(ies) as follows:

EP	99307380.8	17 September 1999
country	appln. no.	filed on

The certified copy(ies) has (have)

- ☒ been filed on 19 September 2000, in prior application PCT/GB00/03613, which was filed on 19 September 2000.
- ☐ is (are) attached.

WARNING: The certified copy of the priority application that may have been communicated to the PTO by the International Bureau may not be relied on without any need to file a certified copy of the priority application in the continuing application. This is so because the certified copy of the priority application communicated by the International Bureau is placed in a folder and is not assigned a U.S. serial number unless the national stage is entered. Such folders are disposed of if the national stage is not entered. Therefore, such certified copies may not be available if needed later in the prosecution of a continuing application. An alternative would be to physically remove the priority documents from the folders and transfer them to the continuing application. The resources required to request transfer, retrieve the folders, make suitable record notations, transfer the certified copies, enter and make a record of such copies in the Continuing Application are substantial. Accordingly, the priority documents in folders of international applications that have not entered the national stage may not be relied on. Notice of April 28, 1987 (1079 O.G. 32 to 46).

19. Maintenance of Copendency of Prior Application

NOTE: The PTO finds it useful if a copy of the petition filed in the prior application extending the term for response is filed with the papers constituting the filing of the continuation application. Notice of November 5, 1985 (1060 O.G. 27).

- A.** ☐ Extension of time in prior application

(This item **must** be completed and the papers filed in the prior application, if the period set in the prior application has run.)

- ☐ A petition, fee and response extends the term in the pending prior application until _____.
- ☐ A copy of the petition filed in prior application is attached.

- B.** ☐ Conditional Petition for Extension of Time in Prior Application

(complete this item, if previous item not applicable)

- ☐ A conditional petition for extension of time is being filed in the pending prior application.
- ☐ A copy of the conditional petition filed in the prior application is attached.

Claimed

NOTE: "If the continuation, continuation-in-part, or divisional application is filed by less than all the inventors named in the prior application a statement must accompany the application when filed requesting deletion of the names of the person or persons who are not inventors of the invention being claimed in the continuation, continuation-in-part, or divisional application." 37 CFR 1.62(a) [emphasis added]. (dealing with the file wrapper continuation situation).

NOTE: "In the case of a continuation-in-part application which adds and claims additional disclosure by amendment, an oath or declaration as required by § 1.63 must be filed. In those situations where a new oath or declaration is required due to additional subject matter being claimed, additional inventors may be named in the continuing application. In a continuation or divisional application which discloses and claims only subject matter disclosed in a prior application, no additional oath or declaration is required and the application must name as inventors the same or less than all the inventors in the prior application." 37 CFR 1.60(c) (dealing with the continuation situation).

(complete applicable item (a), (b) and/or (c) below)

- (a) ☒ This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventor(s) in this application are

☒ the same.

- ☐ less than those named in the prior application. It is requested that the following inventor(s) identified for the prior application be deleted:

(type name(s) of inventor(s) to be deleted)

- (b) ☐ This application discloses and claims additional disclosure by amendment and a new declaration or oath is being filed. With respect to the prior application, the inventor(s) in this application are

☐ the same.

- ☐ the following additional inventor(s) have been added:

(type name(s) of inventor(s) to be added)

- (c) The inventorship for all the claims in this application are

☐ the same.

- ☐ not the same. An explanation, including the ownership of the various claims at the time the last claimed invention was made

☐ is submitted.

☐ will be submitted.

Added Pages for Application Transmittal Where Benefit of Prior U.S. Application(s) Claimed
[4-1.1]—page 4 of 5

21. Abandonment of Prior Application (if applicable)

- ☐ Please abandon the prior application at a time while the prior application is pending, or when the petition for extension of time or to revive in that application is granted, and when this application is granted a filing date, so as to make this application copending with said prior application.

NOTE: According to the Notice of May 13, 1983 (103, TMOG 6-7), the filing of a continuation or continuation-in-part application is a proper response with respect to a petition for extension of time or a petition to revive and should include the express abandonment of the prior application conditioned upon the granting of the petition and the granting of a filing date to the continuing application.

22. Petition for Suspension of Prosecution for the Time Necessary to File an Amendment

WARNING: "The claims of a new application may be finally rejected in the first Office action in those situations where (1) the new application is a continuing application of, or a substitute for, an earlier application, and (2) all the claims of the new application (a) are drawn to the same invention claimed in the earlier application, and (b) would have been properly finally rejected on the grounds of art of record in the next Office action if they had been entered in the earlier application." MPEP, § 706.07(b).

NOTE: Where it is possible that the claims on file will give rise to a first action final for this continuation application and for some reason an amendment cannot be filed promptly (e.g., experimental data is being gathered) it may be desirable to file a petition for suspension of prosecution for the time necessary.

(check the next item, if applicable)

- ☐ There is provided herewith a Petition To Suspend Prosecution for the Time Necessary to File An Amendment (New Application Filed Concurrently)

23. Small Entity (37 CFR § 1.28(a))

- ☐ Applicant has established small entity status by the filing of a verified statement in parent application /_____ on _____.
- ☐ A copy of the verified statement previously filed is included.

WARNING: "Status as a small entity in one application or patent does not affect any other application or patent, including applications or patents which are directly or indirectly dependent upon the application or patent in which the status has been established. Applications filed as continuations, divisions or continuations-in-part of a parent application must include a reference to a verified statement filed in the parent application if status as a small entity is still proper and desired." 37 CFR § 1.28(a).

24. NOTIFICATION IN PARENT APPLICATION OF THIS FILING

- ☒ A notification of the filing of this
(check one of the following)

- ☒ continuation
☐ continuation-in-part
☐ divisional

is being filed in the parent application, from which this application claims priority under 35 U.S.C. § 120.

EL741832285USIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Graeme John)	Re: Preliminary Amendment
PROUDLER, et al.)	
)	
U.S. Appln. No.: not yet)	Group: not yet assigned
assigned)	
)	
U.S. Filing Date: concurrently)	Examiner: not yet assigned
herewith)	
)	
International Application No:)	
PCT/GB00/03613)	
)	
International Filing Date:)	
19 September 2000)	Our Ref.: B-4050CONTPCT 618384-8
)	
For: "OPERATION OF TRUSTED)	
STATE IN COMPUTING PLATFORM")	Date: November 28, 2000

Box Patent Application
 Assistant Commissioner for Patents
 Washington, D.C. 20231

Sir:

Prior to examination of the above-identified application, it is respectfully requested that the Claims be amended as follows:

1. (Amended) A computing entity comprising:

a computer platform comprising a plurality of physical and logical resources including a first data processor and a first memory [means];

a monitoring component comprising a second data processor and a second memory [means];

wherein, said computer platform is capable of operating in a plurality of different states, each said state utilising a corresponding respective set of individual ones of said physical and logical resources;

wherein said monitoring component operates to determine which of said plurality of states is the current operating state of said computer platform [operates in].

2. (Amended) The computing entity as claimed in claim 1, wherein [a] said first memory means contains a set of instructions for configuration of said plurality of physical and logical resources of said computer platform into [said] a pre-determined state.

3. (Amended) The computing entity as claimed in claim 1, in which exit of said computer platform from each said [pre-determined] operating state is monitored by said monitoring component.

4. (Unchanged) The computing entity as claimed in claim 1, wherein said monitoring component includes a BIOS file.

5. (Unchanged) The computing entity as claimed in claim 1, wherein said computer platform comprises an internal firmware component configured to compute a digest data of a BIOS file data stored in a predetermined memory space occupied by a BIOS file of said computer platform.

6. (Amended) A method of activating a computing entity comprising a computer platform having a first data [processing means] processor and a first memory [means] and a monitoring component having a second data [processing means] processor and a second memory [means], into an operational state of a plurality of pre-configured operational states into which said computer platform can be activated, said method comprising the steps of:

selecting a state of said plurality of pre-configured operational states [into which] to activate for said computer platform;

activating [said computer platform into] said selected state for said computer platform according to a set of stored instructions;

wherein said monitoring component monitors activation [into] of said selected state by recording data describing which of said plurality of pre-configured states [said computer platform] is activated [into].

7. (Amended) The method as claimed in claim 6, wherein said monitoring component continues to monitor said selected state after said state [computer platform] has been activated [into said state].

8. (Unchanged) The method as claimed in claim 6, wherein said monitoring component generates a state signal in response to a signal input directly to said monitoring component by a user of said computing entity, said state signal indicating which said state said computer platform has entered.

9. (Unchanged) The method as claimed in claim 6, wherein said set of stored instructions are stored in a BIOS file resident within said monitoring component.

10. (Unchanged) The method as claimed in claim 6, comprising the step of generating a menu for selection of a said pre-configured state from said plurality of pre-configured states.

11. (Unchanged) The method as claimed in claim 6, comprising the step of generating a user menu displayed on a user interface for selection of a said pre-configured state from said

plurality of pre-configured states, and said step of generating a state signal comprises generating a state signal in response to a user input accepted through said user interface.

12. (Unchanged) The method as claimed in claim 7, in which said step of selecting a state of said plurality of pre-configured operational states comprises receiving a selection signal from a smartcard device, said selection signal instructing a BIOS of said computer platform to activate the said computer platform into a said selected state.

13. (Amended) The method as claimed in claim 6, wherein said step of selecting a state of said plurality of pre-configured operational states comprises receiving a selection message from a network connection, said selection message instructing a BIOS file of said computer platform to activate said computer platform into a [said] selected state.

14. (Amended) The method as claimed in claim 6, wherein said step of monitoring a [said] selected state comprises:

immediately before activating said computer platform, creating by means of a firmware component a digest data of a first pre-allocated memory space occupied by a BIOS file of said computer platform;

writing said digest data to a second pre-allocated memory space to which only said firmware component has write access; and

said monitoring component reading said digest data from said second pre-allocated memory space.

15. (Unchanged) The method as claimed in claim 6, wherein

said step of monitoring said state into which said computer platform is activated comprises:

executing a firmware component to compute a digest data of a BIOS file of said computer platform;

writing said digest data to a predetermined location in said second memory means of said monitoring component.

16. (Amended) The method as claimed in claim 6, wherein said step of activating [said computer platform into] said selected state comprises:

at a memory location of said first memory [means], said location occupied by a BIOS file of said computer platform, storing an address of said monitoring component which transfers control of said first processor to said monitoring component;

storing in said monitoring component a set of native instructions which are accessible immediately after reset of said first processor, wherein said native instructions instruct said first processor to calculate a digest of said BIOS file and store said digest data in said second memory [means] of said monitoring component; and

said monitoring component passing control of said activation process to said BIOS file, once said digest data is stored in said second memory [means].

17. (Amended) The method as claimed in claim 6, wherein said step of monitoring said activated state [into which said computer platform is activated] comprises:

after said step of activating [said computer platform into] said selected state, monitoring a plurality of logical and physical components to obtain a first set of metric data signals from those components, said metric data signals describing a status and condition of said components;

comparing said first set of metric data signals determined from said plurality of physical and logical components of said computer platform[,] with a set of pre-recorded metric data stored in a memory area reserved for access only by said monitoring component; and

comparing said first set of metric data signals obtained directly from said plurality of physical and logical components with said set of pre-stored metric data signals stored in said reserved memory area.

18. (Amended) A method of operating a computing entity comprising a computer platform having a first data [processing means] processor and a first memory [means], and a monitoring component having a second data [processing means] processor and a second memory [means], such that said computer platform enters one of a plurality of possible pre-determined operating states, said method comprising the steps of:

in response to an input from a user interface generating a said state signal, said state signal describing a selected state to activate for [into which] said computer platform [is to be activated into];

activating [said computer platform into] a pre-determined state for said computer platform, [in which] wherein a known set of physical and logical resources are available for use in said state

and known processes can operate in said state;

from said pre-determined state, entering a configuration menu for reconfiguration of said monitoring component; and

modifying a configuration of said monitoring component by entering data via a user interface in accordance with an instruction set comprising said configuration menu.

19. (Unchanged) The method as claimed in claim 18, wherein said step of entering said monitoring component configuration menu comprises:

entering a confirmation key signal directly into said monitoring component, said confirmation key signal generated in response to a physical activation of a confirmation key.

20. (Unchanged) The method as claimed in claim 18, wherein said step of entering said monitoring component configuration menu comprises entering a password to said trusted component via a user interface.

21. (Amended) A method of operation of a computing entity comprising a monitoring component having a first data [processing means] processor and a first memory [means], and a computer platform having a second data [processing means] processor and a second memory [means], said method comprising the steps of:

entering a first state of said computer entity, wherein in said first state are available a plurality of pre-selected physical and logical resources;

commencing a user session in said first state, in which said

user session a plurality of data inputs are received by said computer platform, said second data [processing means] processor performing data processing on said received data;

reconfiguring said plurality of physical and logical resources according to instructions received in said session;

generating [a] session data describing a configuration of said physical and logical resources;

generating a plurality of user data resulting from processes operating within said session;

storing said user data;

storing session data;

exiting said session; and

exiting [said computer platform] from said state of the computer platform.

22. (Unchanged) The method as claimed in claim 21, further comprising the step of:

reconfiguring said monitoring component during said user session in said first state.

	1980	1981	1982	1983	1984	1985	1986	1987	1988	1989	1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036	2037	2038	2039	2040	2041	2042	2043	2044	2045	2046	2047	2048	2049	2050	2051	2052	2053	2054	2055	2056	2057	2058	2059	2060	2061	2062	2063	2064	2065	2066	2067	2068	2069	2070	2071	2072	2073	2074	2075	2076	2077	2078	2079	2080	2081	2082	2083	2084	2085	2086	2087	2088	2089	2090	2091	2092	2093	2094	2095	2096	2097	2098	2099	2100
1980	1981	1982	1983	1984	1985	1986	1987	1988	1989	1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036	2037	2038	2039	2040	2041	2042	2043	2044	2045	2046	2047	2048	2049	2050	2051	2052	2053	2054	2055	2056	2057	2058	2059	2060	2061	2062	2063	2064	2065	2066	2067	2068	2069	2070	2071	2072	2073	2074	2075	2076	2077	2078	2079	2080	2081	2082	2083	2084	2085	2086	2087	2088	2089	2090	2091	2092	2093	2094	2095	2096	2097	2098	2099	2100	

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REMARKS

Amendment of the subject application is respectfully requested.

Respectfully submitted,

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OPERATION OF TRUSTED STATE IN COMPUTING PLATFORM

Field of the Invention

The present invention relates to the field of computers, and particularly, although not exclusively, to a computing entity which can be placed into a trusted state, and a method of operating the computing entity to achieve the trusted state, and operation of the computing entity when in the trusted state.

Background to the Invention

Conventional prior art mass market computing platforms include the well-known personal computer (PC) and competing products such as the Apple Macintosh™, and a proliferation of known palm-top and laptop personal computers. Generally, markets for such machines fall into two categories, these being domestic or consumer, and corporate. A general requirement for a computing platform for domestic or consumer use is a relatively high processing power, Internet access features, and multi-media features for handling computer games. For this type of computing platform, the Microsoft Windows® '95 and '98 operating system products and Intel processors dominate the market.

On the other hand, for business use, there are a plethora of available proprietary computer platform solutions available aimed at organizations ranging from small businesses to multi-national organizations. In many of these applications, a server platform provides centralized data storage, and application functionality for a plurality of client stations. For business use, other key criteria are reliability, networking features, and security features. For such platforms, the Microsoft Windows NT 4.0™ operating system is common, as well as the Unix™ operating system.

With the increase in commercial activity transacted over the Internet, known as "e-commerce", there has been much interest in the prior art in enabling data

transactions between computing platforms over the Internet. However, because of the potential for fraud and manipulation of electronic data, in such proposals, fully automated transactions with distant unknown parties on a wide-spread scale as required for a fully transparent and efficient market place have so far been
5 held back. The fundamental issue is one of trust between interacting computer platforms for the making of such transactions.

There have been several prior art schemes which are aimed at increasing the security and trustworthiness of computer platforms. Predominantly, these rely
10 upon adding in security features at the application level, that is to say the security features are not inherently imbedded in the kernel of operating systems, and are not built in to the fundamental hardware components of the computing platform. Portable computer devices have already appeared on the market which include a smart card, which contains data specific to a user, which is input into a smart card
15 reader on the computer. Presently, such smart cards are at the level of being add-on extras to conventional personal computers, and in some cases are integrated into a casing of a known computer. Although these prior art schemes go some way to improving the security of computer platforms, the levels of security and trustworthiness gained by prior art schemes may be considered
20 insufficient to enable widespread application of automated transactions between computer platforms. For businesses to expose significant value transactions to electronic commerce on a widespread scale, they require confidence in the trustworthiness of the underlying technology.

25 Prior art computing platforms have several problems which stand in the way of increasing their inherent security:

- The operating status of a computer system or platform and the status of the data within the platform or system is dynamic and difficult to predict. It is
30 difficult to determine whether a computer platform is operating correctly

because the state of the computer platform and data on the platform is constantly changing and the computer platform itself may be dynamically changing.

- 5 • From a security point of view, commercial computer platforms, in particular client platforms, are often deployed in environments which are vulnerable to unauthorized modification. The main areas of vulnerability include modification by software loaded by a user, or via a network connection. Particularly, but not exclusively, conventional computer platforms may be
10 vulnerable to attack by virus programs, with varying degrees of hostility.
- Computer platforms may be upgraded or their capabilities may be extended or restricted by physical modification, i.e. addition or deletion of components such as hard disk drives, peripheral drivers and the like.

15

It is known to provide security features for computer systems, which are embedded in operating software. These security features are primarily aimed at providing division of information within a community of users of the system. In the known Microsoft Windows NT™ 4.0 operating system, there exists a
20 monitoring facility called a "system log event viewer" in which a log of events occurring within the platform is recorded into an event log data file which can be inspected by a system administrator using the windows NT operating system software. This facility goes some way to enabling a system administrator to security monitor pre-selected events. The event logging function in the Windows
25 NT™ 4.0 operating system provides system monitoring.

In terms of overall security of a computer platform, a purely software based system is vulnerable to attack, for example by viruses of which there are thousands of different varieties. Several proprietary virus finding and correcting
30 applications are known, for example the Dr Solomons™ virus toolkit program

The Microsoft Windows NT™ 4.0 software includes a virus guard software, which is preset to look for known viruses. However, virus strains are developing continuously, and the virus guard software will not give reliable protection against newer unknown viruses. New strains of virus are being developed and released
5 into the computing and internet environment on an ongoing basis.

Further, prior art monitoring systems for computer entities focus on network monitoring functions, where an administrator uses network management software to monitor performance of a plurality of network computers. In these known
10 systems, trust in the system does not reside at the level of individual trust of each hardware unit of each computer platform in a system.

Summary of the Invention

One object of the present invention is to provide a computing entity in which
15 a third party user can have a high degree of confidence that the computing entity has not been corrupted by an external influence, and is operating in a predictable and known manner.

Another object of the present invention is to simplify a task of judging
20 whether a trustworthiness of a computing entity is sufficient to perform a particular task or set of tasks or type of task.

In specific implementations of the present invention, a computing entity is capable of residing in a plurality of distinct operating states. Each operating state
25 can be distinguished from other operating states using a set of integrity metrics designed to distinguish between those operating states.

According to first aspect of the present invention there is provided a computing entity comprising:
30

a computer platform comprising a plurality of physical and logical resources including a first data processor and a first memory means;

5 a monitoring component comprising a second data processor and a second memory means;

10 wherein, said computer platform is capable of operating in a plurality of different states, each said state utilising a corresponding respective set of individual ones of said physical and logical resources;

wherein said monitoring component operates to determine which of said plurality of states said computer platform operates in.

15 Preferably a said memory means contains a set of instructions for configuration of said plurality of physical and logical resources of said computer platform into said pre-determined state.

20 Preferably exit of said computer platform from said pre-determined state is monitored by said monitoring component.

A BIOS file may be provided within the monitoring component itself. By providing the BIOS file within the monitoring component, the BIOS file may be inherently trusted.

25 In an alternative embodiment, said computer platform may comprise an internal firmware component configured to compute a digest data of a BIOS file data stored in a predetermined memory space occupied by a BIOS file of said computer platform.

According to second aspect of the present invention there is provided a method of activating a computing entity comprising a computer platform having a first data processing means and a first memory means and a monitoring component having a second data processing means and a second memory means, into an operational state of a plurality of pre-configured operational states into which said computer platform can be activated, said method comprising the steps of:

10 selecting a state of said plurality of pre-configured operational states into which to activate said computer platform;

activating said computer platform into said selected state according to a set of stored instructions; and

15 wherein said monitoring component monitors activation into said selected state by recording data describing which of said plurality of pre-configured states said computer platform is activated into.

Said monitoring component may continue to monitor said selected state after said computer platform has been activated to said selected state.

20 Said monitoring component may generate a state signal in response to a signal input directly to said monitoring component by a user of said computing entity, said state signal containing data describing which said state said computer platform has entered.

In one embodiment, said set of stored instructions which allow selection of said state may be stored in a BIOS file resident within said monitoring component. Once selection of a said state has been made, activation of the state

may be carried out by a set of master boot instructions which are themselves activated by the BIOS.

Preferably the method comprises the step of generating a menu for
5 selection of a said pre-configured state from said plurality of pre-configured states.

The method may comprise the step of generating a user menu displayed
on a user interface for selection of a said pre-configured state from said plurality
10 of pre-configured states, and said step of generating a state signal comprises
generating a state signal in response to a user input accepted through said user
interface.

Alternatively, the predetermined state may be automatically selected by a
15 set of instructions stored on a smartcard, which selects a state option generated
by said BIOS. The selection of states may be made automatically via a set of
selection instructions to instruct said BIOS to select a state from said set of state
options generated by said BIOS.

20 Said step of monitoring a said state may comprise:

immediately before activating said computer platform, creating by means
of a firmware component a digest data of a first pre-allocated memory space
occupied by a BIOS file of said computer platform;

25 writing said digest data to a second pre-allocated memory space to which
only said firmware component has write access; and

said monitoring component reading said digest data from said second pre-
30 allocated memory space.

Said step of monitoring a said state into which said computer platform is activated may comprise:

5 executing a firmware component to compute a digest data of a BIOS file of said computer platform;

 writing said digest data to a predetermined location in said second memory means of said monitoring component.

10

 Said step of activating said computer platform into said selected state may comprise:

 at a memory location of said first memory means, said location occupied
15 by a BIOS file of said computer platform, storing an address of said monitoring component which transfers control of said first processor to said monitoring component;

 storing in said monitoring component a set of native instructions which are
20 accessible immediately after reset of said first processor, wherein said native instructions instruct said first processor to calculate a digest of said BIOS file and store said digest data in said second memory means of said monitoring component; and

25 said monitoring component passing control of said activation process to said BIOS file, once said digest data is stored in said second memory means.

 Said step of monitoring said state into which said computer platform is activated may comprise:

30

after said step of activating said computer platform into said selected state, monitoring a plurality of logical and physical components to obtain a first set of metric data signals from those components, said metric data signals describing a status and condition of said components;

5

comparing said first set of metric data signals determined from said plurality of physical and logical components of said computer platform, with a set of pre-recorded metric data stored in a memory area reserved for access only by said monitoring component; and

10

comparing said first set of metric data signals obtained directly from said plurality of physical and logical components with said set of pre-stored metric data signals stored in said reserved memory area.

15

According to a third aspect of the present invention there is provided a method of operating a computing entity comprising a computer platform having a first data processing means and a first memory means, and a monitoring component having a second data processing means and a second memory means, such that said computer platform enters one of a plurality of possible pre-determined operating states said method comprising the steps of:

20

in response to an input from a user interface, generating a state signal, said state signal describing a selected state into which said computer platform is to be activated into;

25

activating said computer platform into a pre-determined state, in which a known set of physical and logical resources are available for use in said state and known processes can operate in said state;

from said pre-determined state, entering a configuration menu for reconfiguration of said monitoring component; and

modifying a configuration of said monitoring component by entering data via
5 a user interface in accordance with an instruction set comprising said configuration menu.

Said step of entering said monitoring component configuration menu may comprise:

10 entering a confirmation key signal directly into said monitoring component, said confirmation key signal generated in response to a physical activation of a confirmation key.

15 Said step of entering said monitoring component configuration menu may comprise entering a password to said trusted component via a user interface.

According to a fourth aspect of the present invention there is provided a method of operation of a computing entity comprising a monitoring component
20 having a first data processing means and a first memory means, and a computer platform having a second data processing means and a second memory means, said method comprising the steps of:

entering a first state of said computer entity, wherein in said first state are
25 available a plurality of pre-selected physical and logical resources;

commencing a user session in said first state, in which said user session a plurality of data inputs are received by said computer platform, said second data processing means performing data processing on said received data;

reconfiguring said plurality of physical and logical resources according to instructions received in said session;

5 generating a session data describing a configuration of said physical and logical resources;

generating a plurality of user data resulting from processes operating within said session;

10 storing said user data;

storing session data;

15 exiting said session; and

exiting said computer platform from said state.

20 Said method may further comprise the step of reconfiguring said monitoring component during said user session in said first state. Thus, the monitoring component may be reconfigured from a trusted state of the computer platform.

Brief Description of the Drawings

25 For a better understanding of the invention and to show how the same may be carried into effect, there will now be described by way of example only, specific embodiments, methods and processes according to the present invention with reference to the accompanying drawings in which:

Fig. 1 illustrates schematically a computer entity according to first specific embodiment of the present invention;

Fig. 2 illustrates schematically connectivity of selected components of the
5 computer entity of Fig. 1;

Fig. 3 illustrates schematically a hardware architecture of components of the computer entity of Fig. 1;

10 Fig. 4 illustrates schematically an architecture of a trusted component comprising the computer entity of Fig. 1;

Fig. 5 illustrates schematically a logical architecture of the computer entity, divided into a monitored user space resident on a computer platform and a
15 trusted space resident on the trusted component;

Fig. 6 illustrates schematically a set of physical and logical resources comprising the computer entity, wherein different combinations of usage and accessibility to the individual physical and logical resources corresponds with
20 operation in different states of the computing entity;

Fig. 7 illustrates schematically an example of a state diagram illustrating a set of states into which the computing entity can be placed, and processes for entry and exit from those states;

25 Fig. 8 illustrates schematically a use model followed by a user of the computing entity for entry and exit from individual states of the computing entity;

Fig. 9 illustrates schematically steps of a process for entry into a trusted
30 state;

Fig. 10 illustrates schematically a first mode of operation of the computing entity in a trusted state, in which a first session is carried out by a user;

5 Fig. 11 illustrates schematically a second session carried out in a trusted state, wherein the second session is carried out after closure of the first session; and

10 Fig. 12 illustrates schematically a second mode of operation of the computer entity in which reconfiguration of a trusted component may be made by a user.

Detailed Description of the Best Mode for Carrying Out the Invention

15 There will now be described by way of example the best mode contemplated by the inventors for carrying out the invention. In the following description numerous specific details are set forth in order to provide a thorough understanding of the present invention. It will be apparent however, to one skilled in the art, that the present invention may be practiced without limitation to these specific details. In other instances, well known methods and structures
20 have not been described in detail so as not to unnecessarily obscure the present invention.

Specific embodiments of the present invention comprise a computer platform having a processing means and a memory means, and which is
25 physically associated with a component, known herein after as a "trusted component" which monitors operation of the computer platform by collecting metrics data from the computer platform, and which is capable of verifying to third party computer entities interacting with the computer platform to the correct functioning of the computer platform.

Two computing entities each provisioned with such a trusted component, may interact with each other with a high degree of 'trust'. That is to say, where the first and second computing entities interact with each other the security of the interaction is enhanced compared to the case where no trusted component is present, because:

- A user of a computing entity has higher confidence in the integrity and security of his/her own computer entity and in the integrity and security of the computer entity belonging to the other computing entity.
- Each entity is confident that the other entity is in fact the entity which it purports to be.
- Where one or both of the entities represent a party to a transaction, e.g. a data transfer transaction, because of the in-built trusted component, third party entities interacting with the entity have a high degree of confidence that the entity does in fact represent such a party.
- The trusted component increases the inherent security of the entity itself, through verification and monitoring processes implemented by the trusted component.
- The computer entity is more likely to behave in the way it is expected to behave.

In this specification, the term "trusted" when used in relation to a physical or logical component, is used to mean a physical or logical component which always behaves in an expected manner. The behavior of that component is predictable and known. Trusted components have a high degree of resistance to unauthorized modification.

In this specification, the term "computer platform" is used to refer to at least one data processor and at least one data storage means, usually but not essentially with associated communications facilities e.g. a plurality of drivers, associated applications and data files, and which may be capable of interacting with external entities e.g. a user or another computer entity, for example by means of connection to the internet, connection to an external network, or by having an input port capable of receiving data stored on a data storage medium, e.g. a CD ROM, floppy disk, ribbon tape or the like. The term "computer platform" encompasses the main data processing and storage facility of a computer entity.

Referring to Fig. 1 herein, there is illustrated schematically one example of a computer entity according to a specific implementation of the present invention. Referring to Fig. 2 of the accompanying drawings, there is illustrated schematically physical connectivity of some of the components of the trusted computer entity of Fig. 1. Referring to Fig. 3 herein, there is illustrated schematically an architecture of the trusted computer entity of Figs. 1 and 2, showing physical connectivity of components of the entity.

In general, in the best mode described herein, a trusted computer entity comprises a computer platform consisting of a first data processor, and a first memory means, together with a trusted component which verifies the integrity and correct functioning of the computing platform. The trusted component comprises a second data processor and a second memory means, which are physically and logically distinct from the first data processor and first memory means.

In the example shown in Figs. 1 to 3 herein, the trusted computer entity is shown in the form of a personal computer suitable for domestic use or business

use. However, it will be understood by those skilled in the art that that this is just one specific embodiment of the invention, and other embodiments of the invention may take the form of a palmtop computer, a laptop computer, a server-type computer, a mobile phone-type computer, or the like and the invention is limited only by the scope of the claims herein. In the best mode example described herein, the computer entity comprises a display monitor 100; a keyboard data entry means 101; a casing 102 comprising a motherboard on which is mounted a data processor; one or more data storage means e.g. hard disk drives; a dynamic random access memory; various input and output ports (not illustrated in Fig. 1); a smart card reader 103 for accepting a user's smart card; a confirmation key 104, which a user can activate when confirming a transaction via the trusted computer entity; and a pointing device, e.g. a mouse or trackball device 105; and a trusted component.

Referring to Fig. 2 herein, there are illustrated some of the components comprising the trusted computer entity, including keyboard 101, which incorporates confirmation key 104 and smart card reader 103; a main motherboard 200 on which is mounted first data processor 201 and trusted component 202, an example of a hard disc drive 203, and monitor 100. Additional components of the trusted computer entity, include an internal frame to the casing 102, housing one or more local area network (LAN) ports, one or more modem ports, one or more power supplies, cooling fans and the like (not shown in Fig. 2).

In the best mode herein, as illustrated in Fig. 3 herein, main motherboard 200 is manufactured comprising a first data processor 201; and preferably a permanently fixed trusted component 202; a local memory device 300 to the first data processor, the local memory device being a fast access memory area, e.g. a random access memory; a BIOS memory area 301; smart card interface 305; a plurality of control lines 302; a plurality of address lines 303; a confirmation key

interface 306; and a data bus 304 connecting the processor 201, trusted component 202, memory area 300, a BIOS memory component 301 and smart card interface 305. A hardware random number generator RNG 309 is also able to communicate with the processor 201 using the bus 304.

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External to the motherboard and connected thereto by data bus 304 are provided the one or more hard disk drive memory devices 203, keyboard data entry device 101, pointing device 105, e.g. a mouse, trackball device or the like; monitor device 100; smart card reader device 103 for accepting a smart card device as described previously; the disk drive(s), keyboard, monitor, and pointing device being able to communicate with processor 201 via said data bus 304; and one or more peripheral devices 307, 308, for example a modem, printer scanner or other known peripheral device.

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To provide enhanced security confirmation key switch 104 is hard wired directly to confirmation key interface 306 on motherboard 200, which provides a direct signal input to trusted component 202 when confirmation key 104 is activated by a user such that a user activating the confirmation key sends a signal directly to the trusted component, by-passing the first data processor and first memory means of the computer platform.

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In one embodiment the confirmation key may comprise a simple switch. Confirmation key 104, and confirmation key driver 306 provide a protected communication path (PCP) between a user and the trusted component, which cannot be interfered with by processor 201, which by-passes data bus 304 and which is physically and logically unconnected to memory area 300 or hard disk drive memory device(s) 203.

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Trusted component 202 is positioned logically and physically between monitor 100 and processor 201 of the computing platform, so that the trusted

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component 202 has direct control over the views displayed on monitor 100 which cannot be interfered with by processor 201.

The trusted component lends its identity and trusted processes to the computer platform and the trusted component has those properties by virtue of its tamper-resistance, resistance to forgery, and resistance to counterfeiting. Only selected entities with appropriate authentication mechanisms are able to influence the processes running inside the trusted component. Neither a user of the trusted computer entity, nor anyone or any entity connected via a network to the computer entity may access or interfere with the processes running inside the trusted component. The trusted component has the property of being "inviolable".

Smart card reader 103 is wired directly to smart card interface 305 on the motherboard and does not connect directly to data bus 304. Alternatively, smart card reader 103 may be connected directly to data bus 304. On each individual smart card may be stored a corresponding respective image data which is different for each smart card. For user interactions with the trusted component, e.g. for a dialogue box monitor display generated by the trusted component, the trusted component takes the image data from the user's smart card, and uses this as a background to the dialogue box displayed on the monitor 100. Thus, the user has confidence that the dialogue box displayed on the monitor 100 is generated by the trusted component. The image data is preferably easily recognizable by a human being in a manner such that any forgeries would be immediately apparent visually to a user. For example, the image data may comprise a photograph of a user. The image data on the smart card may be unique to a person using the smart card.

Referring to Fig. 4 herein, there is illustrated schematically an internal architecture of trusted component 202. The trusted component comprises a processor 400, a volatile memory area 401; a non-volatile memory area 402; a

memory area storing native code 403; and a memory area storing one or a plurality of cryptographic functions, 404, the non-volatile memory 402, native code memory 403 and cryptographic memory 404 collectively comprising the second memory means herein before referred to.

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Trusted component 202 comprises a physically and logically independent computing entity from the computer platform. In the best mode herein, the trusted component shares a motherboard with the computer platform so that the trusted component is physically linked to the computer platform. In the best mode, the trusted component is physically distinct from the computer platform, that is to say it does not exist solely as a sub-functionality of the data processor and memory means comprising the computer platform, but exists separately as a separate physical data processor 400 and separate physical memory area 401, 402, 403, 404. By providing a physically present trusted component separate from a main processor of the computer entity, the trusted component becomes harder to mimic or forge through software introduced onto the computer platform. Another benefit which arises from the trusted component being physical, separate from the main processor of the platform, and tamper resistant is that the trusted component cannot be physically subverted by a local user, and cannot be logically subverted by either a local user or a remote entity. Programs within the trusted component are pre-loaded at manufacture of the trusted component in a secure environment. The programs cannot be changed by users, but may be configured by users, if the programs are written to permit such configuration. The physicality of the trusted component, and the fact that the trusted component is not configurable by the user enables the user to have confidence in the inherent integrity of the trusted component, and therefore a high degree of "trust" in the operation and presence of the trusted component on the computer platform.

Referring to Fig. 5 herein, there is illustrated schematically a logical architecture of the computer entity 500. The logical architecture has a same basic

division between the computer platform, and the trusted component, as is present with the physical architecture described in Figs. 1 to 3 herein. That is to say, the trusted component is logically distinct from the computer platform to which it is physically related. The computer entity comprises a user space 501 being a logical space which is physically resident on the computer platform (the first processor and first data storage means) and a trusted component space 502 being a logical space which is physically resident on the trusted component 202. In the user space 501 are one or a plurality of drivers 503, one or a plurality of applications programs 504, a file storage area 505; smart card reader 103; smart card interface 305; and a software agent 506 which operates to perform operations in the user space and report back to trusted component 202. The trusted component space is a logical area based upon and physically resident in the trusted component, supported by the second data processor and second memory area of the trusted component. Confirmation key device 104 inputs directly to the trusted component space 502, and monitor 100 receives images directly from the trusted component space 502. External to the computer entity are external communications networks e.g. the Internet 507, and various local area networks, wide area networks 508 which are connected to the user space via the drivers 503 which may include one or more modem ports. External user smart card 509 inputs into smart card reader 103 in the user space.

In the trusted component space, are resident the trusted component itself, displays generated by the trusted component on monitor 100; and confirmation key 104, inputting a confirmation signal via confirmation key interface 306.

In the best mode for carrying out the invention, the computing entity has a plurality of modes of operation, referred to herein as operating states. Different ones of the plurality of operating states allow the computing entity to perform different sets of tasks and functionality. In some of the individual states, complex operations can be carried out with a large number of degrees of freedom, and

complexity. In other operating states, there are more restrictions on the behavior of the computing entity.

5 The level of 'trust' which can be placed on the computing entity when operating in each of the plurality of different states is related to:

- The number of different operations which can be carried out in a particular state
- 10 • The complexity of operations which can be carried out in a particular state.
- A number of other states into which the computing entity can move from the particular state, without re-booting the computing entity.
- A number of different states from which the particular state can be arrived at, without re-booting the computing entity.
- 15 • The connectivity of the computing entity when in the particular state, that is to say, how many other computing entities or devices the entity is connectable to, e.g. over the internet, a wide area network, or a local area network.
- Restrictions on input of data from an external source, e.g. another
20 computing entity, a floppy disk, a CD ROM, a modem, a LAN port, or the like.
- Restrictions on output of data from the particular state to other computing entities, e.g. whether data can be saved to a CD writer, floppy disc drive, or exported through an interface to a further computer entity over the internet, a local area network, or a wide area network.
- 25 • An amount of, and a reliability of, internal monitoring processes within the computer entity which occur in the particular state; that is to say, the amount and reliability of a set of metrics applied by the trusted component when in that state.
- A number of checks which need to be made before a user can enter
30 the particular state.

- A difficulty of bypassing one or a plurality of checks which need to be made before a user can enter the particular state.

- A difficulty of overcoming, without bypassing, one or a plurality of checks which are made before a user of the computer entity can enter the computing entity into the particular state.

The trust placed in the computer entity is composed of two separate parts;

- The trust placed in the trusted component itself.
- The certainty with which the trusted component can verify operation of the computer entity.

As described herein, levels or degrees of trust placed in the computer entity are determined as being relative to a level of trust which is placed in the trusted component. Although the amount of trust in a computer entity is related to many factors, a key factor in measuring that trust are the types, extent and regularity of integrity metric checks which the trusted component itself carries out on the computer entity.

The trusted component is implicitly trusted. The trusted component is embedded as the root of any trust which is placed in the computing platform and the computing platform as a whole cannot be any more trusted than the amount of trust placed in the trusted component.

By virtue of the trusted component monitoring operations of the computer platform, the trust placed in the trusted component can be extended to various parts of the computer platform, with the level and extent of trust placed in individual areas of the computer platform, being dependent upon the level and reliability with which the trusted component can monitor that particular area of the computing platform.

Since the trusted areas of the computing platform are dependent upon the frequency, extent, and thoroughness with which the trusted component applies a set of integrity metric measurements to the computer platform, if the trusted component does not comprehensively measure all measurable aspects of the operation of the computing platform at all times, then the level of trust placed in individual parts of the computer platform will form a subset of the overall trust placed in the trusted component itself. If the computing entity supports only a limited number of integrity metrics, a user of the equipment, including a third party computing entity, is restricted in its ability to reason about the level of trust which can be placed in the computing entity.

Although various islands of the computer platform are trusted at various levels, depending upon the integrity metrics which are applied by the trusted component for measuring those areas of the computer platform, the level of trust placed in the computer platform as a whole is not as high as that which is inherent in the trusted component. That is to say, whilst the trusted component space 502 is trusted at a highest level, the user space 501 may comprise several regions of various levels of trust. For example, applications programs 504 may be relatively untrusted. Where a user wishes to use the computer entity for an operation which involves a particularly high degree of confidentiality or secrecy, for example working on a new business proposal, setting pay scales for employees or equally sensitive operations, then the human user may become worried about entering such details onto the computer platform because of the risk that the confidentiality or secrecy of the information will become compromised. The confidential information must be stored in the computing entity, and islands of high trust may not extend over the whole computing platform uniformly and with the same degree of trust. For example, it may be easier for an intruder to access particular areas or files on the computing platform compared with other areas or files.

Additionally, a user may wish to instruct the trusted component to perform certain functions, this poses the problem that all the commands to instruct the trusted component must pass through the computer platform, which is at a lower level of trust than the trusted component itself. Therefore, there is a risk of the commands to the trusted component becoming compromised during their passage and processing through the computer platform.

According to specific implementations of the present invention, the computer entity may enter a plurality of different states, each state having a corresponding respective level of trust, wherein the individual levels of trust corresponding to different states may be different from each other.

Referring to Fig. 6, there is illustrated schematically a set of physical and logical resources available to the computing entity. In the general case, the computing entity comprises a plurality of input/output devices 600 for communicating with other computing entities, examples of such devices including a modem, a local area network port, an Ethernet card, a hard disk drive 203, a floppy disk drive, and a smart card reader device 103; a plurality of memory areas 601-603, resident on the hard disk 203, or ram 300; one or a plurality of operating systems 604-606; and one or a plurality of application programs 607-609.

In this specification, by the term "state" when used in relation to a computing entity, it is meant a mode of operation of the computing entity in which a plurality of functions provided by the computing platform may be carried out. For example in a first state, the computing entity may operate under control of a first operating system, and have access to a first set of application programs, a first set of files, and a first set of communications capabilities, for example modems, disk drives, local area network cards, e.g. Ethernet cards. In a second state, the computing platform may have access to a second operating system, a second set of

applications, a second set of data files and a second set of input/output resources. Similarly, for successive third, fourth states up to a total number of states into which the computing entity can be set. There can be overlap between the facilities available between two different states. For example, a first and
5 second state may use a same operating system, whereas a third state may use a different operating system.

Referring to Fig. 7 herein, there is illustrated schematically a state diagram representing a plurality of states into which the computing entity may be placed.

10 In principle, there is no limit to the number of different states which the computing entity may be placed, but in the example shown in Fig. 7 three such states are shown. In the example of Fig. 7, the computing entity may be placed into a first, trusted state 700, a second state 701 being a general purpose untrusted state and a third state 702 being a general purpose untrusted state. In the general
15 case, the computing entity can reside in a plurality of different states, each having a corresponding respective level of trust.

Trusted state 700 is distinguished from the second and third states 701, 702 by virtue of the way in which the trusted state can be accessed. In one option,
20 trusted state 700 can only be accessed by reference to the trusted component 202. However, in the preferred best mode implementation entry into the trusted state need not be controlled by the trusted component. To access the trusted state, a user may turn on the computing entity, that is to say turn on the power supply to the computing entity in a turn on process 703. Upon turning on the
25 power supply, the computing entity boots up via the BIOS file 301 in process 704, from a routine contained in the computer BIOS. The computing entity may enter either the trusted state 700, the second state 701, or the third state 702, depending upon how the BIOS file is configured. In the best mode herein, a user of the computer entity has the option, provided as a menu display option on
30 monitor 100 during boot up of the computer entity, or as a selectable option

presented as a screen icon, when in any state, to enter either the trusted state 700, or one of the other states 701, 702 by selection. For example on turn on , the BIOS may be configured to default boot up in to the second state 701. Once in the second state, entry into a different state 700 may require a key input from a user, which may involve entry of a password, or confirmation of the users identity by the user entering their smart card into smart card reader 103.

Once the computing entity has entered a state other than the trusted state, e.g. the second state 701 or third state 702, then from those states the user may be able to navigate to a different state. For example the user may be able to navigate from the second state 701 to the third state 702 by normal key stroke entry operations on the keyboard, by viewing the monitor and using a pointing device signal input, usually with reference back to the BIOS. This is shown schematically as select new state process 705.

In order to enter the trusted state 700, the computer entity must be either booted up for the first time after turn on process 704, or re-booted via the BIOS in re-boot process 706. Re-boot process 706 is very similar to boot up process 704 except that it can be entered without having to turn the power of the computing entity off and then on again. To leave the trusted state 700, the computing entity must again refer to the BIOS 704 which involves automatic monitoring by the trusted component 202 in monitor process 706. Similarly, re-booting via the BIOS in process 705 involves automatic monitoring by the trusted component in monitoring process 706.

To leave the trusted state 700, the trusted state can only be left either by turning the power off in power down process 707, or by re-booting the computing entity in re-boot process 705. Re-booting the BIOS in re-boot process 705 involves automatic monitoring by the trusted component 706. Once the trusted state is left, it is not possible to re-enter the trusted state without either re-booting

the computing entity, in re-boot process 705, or booting up the computing entity after a power down in process 704, both of which involve automatic monitoring by the trusted component in monitoring process 706.

5 Referring to Fig. 8 herein, there is illustrated schematically a use model followed by a user of the computer entity navigating through one or more states. In step 800, after turning on a power supply to the computing entity, the computer boots up via the BIOS program. The boot process is very similar to re-booting the computer from an existing state. In each case, control of microprocessor 201
10 is seized by the BIOS component 301. The trusted component 202 measures a set of integrity metric signals from the BIOS 301, to determine a status of the BIOS 301. In step 801, the graphical user interface displays a menu option for entry into a plurality of different states. One of the states displayed on the menu is a trusted state as described herein before. The user manually selects a state
15 in which to enter by using the keyboard or pointing device of the graphical user interface, for example by clicking a pointer icon over a state icon displayed on the graphical user interface. Alternatively, an automatic selection of a state may be made by a smartcard or via a network connection from state selection options generated by the BIOS. After selection of a state, the BIOS loads a program
20 which loads a selected operating system corresponding with the state. A different load program is used for each of the plurality of different possible states. The trusted component measures that program in broadly a similar way to the way in which it measures the BIOS, so that the trusted component can record and determine which state has been loaded. When an external entity requests that
25 the trusted component supplies integrity metrics, the trusted component supplies both the BIOS metrics and the loaded program metrics. In step 802, the computing entity enters the selected state. Once in the selected state, the user has access to a set of physical and logical resources in that state. For example, in a relatively insecure state, the user may have full internet access through a
30 modem device comprising the computing entity, may have full access to one or a

plurality of hard disk drives or CD readers/writers, and may have full access to a floppy disk drive, as well as having access to a plurality of pre-loaded commercially available applications programs. On the other hand, if the user selects a trusted state having a relatively high level of trust, in that state the user may have available a single operating system, a limited set of applications, for example a word processor, accounts package, or database, and use of a printer device, but in that state, use of a hard disk drive, a floppy disk drive, or the internet may be restricted. Each selection of a separate state into which the computer may be booted may be pre-configured by configuration of the BIOS component 301. A choice of states is presented by the BIOS to a user. Once a state is selected, the BIOS causes the selected state to load by calling up an operating system loading program to load that state. The states themselves are pre-configured by the loading and the relevant operating system. For entry into trusted states, entry into those states is via operation of the BIOS component 301, and including monitoring by the trusted component in monitoring process 706. In order to enter a trusted state, a user must boot or re-boot the computer platform in step 804. Similarly, to exit from a trusted state, the user must also boot or re-boot the computing entity in step 804. To navigate from a state having a lower trust level, for example the second state (701), or the third state (702), the user may navigate from that state to another state in step 805, which, in the best mode involves re-booting of the computing entity via the BIOS.

Referring to Fig. 9 herein there is illustrated schematically process steps carried out by the computing entity for entering a state via boot process 704 or re-boot process 705.

In step 900, the computer enters a boot up routine, either as a result of a power supply to the computing entity being turned on, or as a result of a user inputting a reset instruction signal, for example by clicking a pointer icon over a reset icon displayed on the graphical user interface, giving rise to a reset signal.

The reset signal is received by the trusted component, which monitors internal bus 304. The BIOS component 301 initiates a boot-up process of the computer platform in step 901. Trusted component 202 proceeds to make a plurality of integrity checks on the computer platform and in particular checks the BIOS component 301 in order to check the status of the computer platform. Integrity checks are made by reading a digest of the BIOS component. The trusted component 202 acts to monitor the status of the BIOS, and can report to third party entities on the status of the BIOS, thereby enabling third party entities to determine a level of trust which they may allocate to the computing entity.

There are several ways to implement integrity metric measurement of the BIOS. In each case, the trusted component is able to obtain a digest of a BIOS file very early on in the boot up process of the computer platform. The following are examples:

- The BIOS component may be provided as part of the trusted component 202, in which the architecture illustrated in Fig. 3 herein is modified such that BIOS 301 resides within trusted component 202.
- The first processor 201 of the computer platform may execute immediately after reset, an internal firmware component which computes a digest over a preset memory space occupied by a BIOS file. The first processor writes the digest to a preset memory space to which only the firmware component is able to write to that memory space. The first processor reads from the BIOS file in order to boot the computer platform. At any time afterwards, the trusted component reads data from a preset location within the memory space to obtain a BIOS digest data.
- The trusted component may be addressed at a memory location occupied by BIOS 301, so that the trusted component contains a set of first native instructions which are accessed after reset of the first processor 201. These instructions cause the first processor 201 of the computer platform to

calculate a digest of the BIOS, and store it in the trusted component. The trusted component then passes control to the BIOS 301 once the digest of the BIOS is stored in the trusted component.

- The trusted component may monitor a memory control line and a reset line and verify that the BIOS component 301 is the first memory location accessed after the computer platform resets. At some stage in the boot process, the BIOS passes control to the trusted component and the trusted component causes the first processor of the computer platform to compute a digest of the BIOS and return the digest to the trusted component. The process of computing the digest and writing the result to the trusted component must be atomic. This action may be started by the trusted component, causing the computer platform's processor to read a set of native instructions from the trusted component which causes the processor to compute a digest over a memory space occupied by the BIOS, and to write the digest data to the memory space occupied by the trusted component. Alternatively, this action could be started by the trusted component causing the first processor of a platform to execute an instruction, where the processor computes a digest over a preset memory space occupied by the BIOS and writes the digest to a preset memory space occupied by the trusted component.
- A loading program for loading a selected operating system is itself loaded by the BIOS program. Integrity metrics of the operating system loading program are also measured by computing a digest of the loading program.

In one embodiment, trusted component 202 may interrogate individual components of the computer platform, in particular hard disk drive 203, microprocessor 201, and RAM 301, to obtain data signals directly from those individual components which describe the status and condition of those components. Trusted component 202 may compare the metric signals received from the plurality of components of the computer entity with the pre-recorded metric data stored in a memory area reserved for access by the trusted

components. Provided that the signals received from the components of the computer platform coincide with and match those of the metric data stored within the memory, then the trusted component 202 provides an output signal confirming that the computer platform is operating correctly. Third parties, for example, other computing entities communicating with the computing entity may take the output signal as confirmation that the computing entity is operating correctly, that is to say is trusted.

In step 903 BIOS generates a menu display on monitor 100 offering a user a choice of state options, including a trusted state 700. The user enters details of which state is to be entered by making key entry to the graphical user interface or data entry using a pointing device, e.g. mouse 105. The BIOS receives key inputs from a user which instruct a state in to which to boot in step 904. The trusted component may also require a separate input from confirmation key 104 requiring physical activation by a human user, which bypasses internal bus 304 of the computer entity and accesses trusted component 202 directly, in addition to the user key inputs selecting the state. Once the BIOS 301 has received the necessary key inputs instructing which state is required, the processing of the set of configuration instructions stored in BIOS 301 occurs by microprocessor 201, and instructs which one of a set of state options stored in the BIOS file, the computer platform will configure itself into. Each of a plurality of state selections into which the computer platform may boot may be stored as separate boot options within BIOS 301, with selection of the boot option being controlled in response to keystroke inputs or other graphical user inputs made by a user of the computing entity. Once the correct routine of BIOS file 301 is selected by the user, then in step 906, the BIOS file then releases control to an operating system load program stored in a memory area of the computer platform, which activates boot up of the computer platform into an operating system of the selected state. The operating system load program contains a plurality of start up routines for initiating a state, which include routines for starting up a particular operating

system corresponding to a selected state. The operating load program boots up the computer platform into the selected state. The operating system measures the metrics of the load program which is used to install the operating system, in step 907. Once in the selected state, trusted component 202 continues, in step 5 908, to perform on an ongoing continuous basis further integrity check measurements to monitor the selected state continuously, looking for discrepancies, faults, and variations from the normal expected operation of the computer platform within that state. Such integrity measurements are made by trusted component 202 sending out interrogation signals to individual 10 components of the computer platform, and receiving response signals from the individual components of the computer platform, which response signals the trusted component may compare with a predetermined preloaded set of expected response signals corresponding to those particular states which are stored within the memory of the trusted component, or the trusted component 202 compares 15 the integrity metrics measured from the computer platform in the selected state with the set of integrity metrics initially measured as soon as the computer platform enters the selected state, so that on an ongoing basis any changes to the integrity metrics from those initially recorded can be detected.

20 During the boot up procedure, although the trusted component monitors the boot up process carried out by the BIOS component, it does not necessarily control the boot up process. The trusted component acquires a value of the digest of the BIOS component 301 at an early stage in the boot up procedure. In some of the alternative embodiments, this may involve the trusted component 25 seizing control of the computer platform before boot up by the BIOS component commences. However, in alternative variations of the best mode implementation described herein, it is not necessary for the trusted component to obtain control of the boot up process, but the trusted component does monitor a computer platform, and in particular the BIOS component 301. By monitoring the computer 30 platform, the trusted component stores data which describes which BIOS options

have been used to boot up the computer, and which operating system has been selected. The trusted component also monitors the loading program used to install the operating system.

5 There will now be described an example of operation of a computer entity within a trusted state in a first specific mode of operation according to the present invention.

10 Referring to Figs. 10 and 11 herein, there is illustrated schematically usage of the computing entity in a trusted state, extending over a plurality of user sessions, for example usage of the computing entity over two successive days, whilst turning off or re-booting the computing entity between sessions.

15 Referring to Fig. 10 herein, a user boots up the computing entity into a trusted state 700 as herein before described in a first boot process 1000. In the trusted state, the user commences a first session 1001 of usage of the computing entity. Within the session, because the computer platform is booted into the trusted state, a predetermined set of logical and physical resources are available to the user within that trusted state. Typically, this would include access to an
20 operating system and a predetermined selection of applications. The level of trust which applies to the trusted state varies depending upon the number, complexity and reliability of the physical and logical resources available to the user within the trusted state. For example, where the trusted state is configured to use a well-known reliable operating system, for example UNIX, and a reliable
25 word processing package with minimal access to peripheral devices of the computer platform being permitted in the trusted state, for example no access to modems, and access to output data restricted to a single writer drive, e.g. a CD writer, then this may have a relatively high degree of trust. In another trusted state, where more facilities are available, the trust level would be different to that
30 in a trusted state in which more limited access to physical or logical resources.

However, each trusted state is characterized in that the access to facilities is predetermined and known and can be verified by trusted component 202. During the first session 1001, a user may call up an application 1002 available in the trusted state, and may enter user data 1003, for example via a keyboard device.

- 5 The user data 1003 is processed according to the application 1002 in processing operation 1004, resulting in processed output user data 1005. During the course of the session, by virtue of using the computer platform, operating system and applications, the user may have reconfigured the applications and/or operating system for a specific usage within the session. For example, in a word processor
- 10 application, documents may have been formatted with certain line spacing, font styles etc. To avoid these settings being lost on leaving the trusted state, such settings comprising session data 1006 may be stored during the session. Similarly, to avoid the effort made by the user during the session being lost, the output user data may be stored during the session. However, the user session
- 15 1001 only exists in the trusted state as long as the trusted state exists. Therefore, to avoid loss of settings and data from the first session 1001 in the trusted state 700, the output user data and session data must be stored as stored output user data 1007 and stored session data 1008 respectively before the trusted state can be exited. The stored output user data 1007 and stored session
- 20 data 1008 may be saved to a device available in the trusted state, for example hard disk drive 203 or a CD reader/writer peripheral for use in a further successive session, or be encrypted and signed and then saved at a remote location, accessed over a network. Preferably, signing of user data and session data is done by the trusted component and/or the user's smartcard. Exit from the
- 25 trusted states involves closing the first user session 1001, and rebooting the computing entity via re-boot process 705, or powering down the computing entity via power down process 707. In the first user session in the trusted state, processing of user input data occurs, and the output of the process is the output processed data. The output processed data is stored after processing of the data

has terminated, and before the session is ended, and before the trusted state is exited.

Referring to Fig. 11 herein, there is illustrated schematically operation of the
5 computing entity on a second day, in a second session in the same trusted state
700. Between the first and second sessions the trusted state 700 disappears
completely, since the computing entity leaves the trusted state 700. On leaving
the trusted state 700, apart from the stored output user data and stored session
data, the computer platform saves no information concerning the trusted state
10 other than that which is pre-programmed into the BIOS 301 and the loading
programs and the trusted component 202. Therefore, for all practical purposes,
on power down or re-boot, the trusted state 700 ceases to exist. However, the
ability to re-enter the trusted state 700 through a new operation of the boot
process or re-boot process remains within the capabilities of the computing entity.
15 The trusted state is entered via a second boot process 1100 as herein before
described. Once the trusted state is entered, a second session 1101
commences. Within the second session 1101 the operating system, applications
and facilities available from the computer platform are selected from the same set
of such physical and logical resources as where available previously for the first
20 session. However, usage of those facilities within the second session may vary
according to a user's keystroke instructions. Second session 1101 may
effectively comprise a continuation of first session 1001. The user may call up
the same application 1002 as previously and may effectively continue the work
carried out during the first session in the second session 1101. However,
25 because exiting the trusted state involves the computer platform in complete
amnesia of all events which occurred during that trusted state, after the state has
been left, if the trusted state is reactivated and the new session is commenced,
the application 1002 has no memory of its previous configuration. Therefore,
stored output session data 1008 produced at the end of the first session 1001
30 must be input into the second session 1101 in order to reconfigure the

application, to save for example the settings of line spacing and format, and the output user data 1005 stored as stored output user data 1007 must be re-input into the second session 1101 for further work to continue on that data. The stored session data 1008 and user data 1007 may be retrieved from a storage medium, decrypted and authenticated and then loaded into the trusted state, to configure the second session as a continuation of the first session. Preferably, integrity measurement checks are performed by the trusted component on the user data and session data imported from the smartcard or storage medium, before that data is loaded. During the second session 1101, further user data 1102 is input by the user, and the further data is processed together with the stored first output data 1007 according to the application 1002 configured according to the first stored output session data 1008 in process 1103. Processing of the data 1103 during the second session 1101 results in a new output user data 1104. If the application or operating system used in the second session has changed in configuration during the second session, this results in a new session data 1105. As with the first session, in order to close the session without losing the settings of the application program, and operating system, and without losing the benefit of the work carried out during the second session, both the new session data 1105 and the new output user data 1104 need to be stored. These data are stored respectively as a stored new output user data 1106 and a stored new session data 1107.

At the end of the second session, the session is closed after having saved the work produced in the second session, and the trusted state is exited via a power down process or re-boot process 705, 707. All memory of the trusted state and second session other than that stored as the session data 1107 and stored output user data 1106 is lost from the computer platform.

It will be appreciated that the above example is a specific example of using a computer in successive first and second sessions on different days. In

between use of those sessions, the computing entity may be used in a plurality of different states, for different purposes and different operations, with varying degrees of trust. In operating states which have a lower level of trust, for example the second and third states (being 'untrusted' states) the computer entity will not lose memory of this data configuration between transitions from state to state. According to the above method of operation, the trusted state 700 may be activated any number of times, and any number of sessions carried out. However, once the trusted state is exited, the trusted state has no memory of previous sessions. Any configuration of the trusted state must be by new input of data 1003, 1102, or by input of previously stored session data or user data 1007, 1008, 1106, 1107.

In the above described specific implementations, specific methods, specific embodiments and modes of operation according to the present invention, a trusted state comprises a computer platform running a set of processes all of which are in a known state. Processes may be continuously monitored throughout a session operating in the trusted state, by a trusted component 202.

Referring to Fig. 12 herein, there is illustrated schematically a second mode of operation of a trusted state, in which the trusted component itself 202 can be reconfigured by a user. In the second mode of operation, the trusted component stores a predetermined set of data describing metrics which apply when the computer platform is in the trusted state in which the component itself can be reconfigured. A trusted state 1200 is entered as described previously herein through boot process 704 or re-boot process 705. In the trusted state, a user enters a command to call up a trusted component configuration menu in step 1201. The trusted component configuration menu comprises a set of instructions stored in memory and which is only accessible via a trusted state. In order to make changes to the menu, various levels or security may be applied. For example, a user may be required to enter a secure password, for example a

password comprising numbers and letters or other characters in step 1202. The trusted component monitors the trusted state from which the trusted component can be reconfigured by comparing measured integrity metrics from the computer platform whilst in the trusted state, with the set of pre-stored integrity metrics which the trusted component stores in its own memory area. The trusted component will not allow a user to reconfigure the trusted component 202 unless the integrity metrics measured by the trusted component when the computer platform is in the trusted state from which the trusted component can be reconfigured match the pre-stored values in the trusted component's own memory, thereby verifying that the computer platform is operating correctly in the trusted state. The trusted component denies a user reconfiguration of the trusted component if the trusted component detects that the measured integrity metrics of the computer platform do not match those predetermined values which are stored in the trusted component's own internal memory, and are those of the trusted state from which the trusted component can be re-configured.

Additionally, or optionally, the user may be required to insert a smart card into smart card reader 103 in step 1203, following which the trusted component verifies the identity of the user by reading data from the smart card via smart card interface 305. Additionally, the user may be required to input physical confirmation of his or her presence by activation of confirmation key 104 providing direct input into trusted component 202 as described with reference to Fig. 3 herein in step 1204. Data describing the trusted state, for example, which operating system to use, and which applications to use, may be stored on the smart card and used to boot up the computer platform into the trusted state.

Once the security checks including the password, verification by smart card and/or activation of the confirmation key are accepted by the trusted component, the file configuration menu is displayed on the graphical user interface under control of trusted component 202 in step 1205. Reconfiguration of the trusted

component can be made using the menu in step 1206 by the user. Depending upon the level of security applied, which is an implementation specific detail of the trusted component configuration menu, the user may need to enter further passwords and make further confirmation key activations when entering data into the menu itself. In step 1207, the user exits the trusted component reconfiguration menu having reconfigured the trusted component.

In the trusted component configuration menu, a user may reconfigure operation of the trusted component. For example, a user may change the integrity metrics used to monitor the computer platform.

By storing predetermined digest data corresponding to a plurality of integrity metrics present in a state inside the trusted component's own memory, this may provide the trusted component with data which it may compare with a digest data of a state into which the computer platform is booted, for the trusted component to check that the computer platform has not been booted into an unauthorized state.

The trusted component primarily monitors boot up of the computer platform. The trusted component does not necessarily take control of the computer platform if the computer platform boots into an unauthorized state, although optionally, software may be provided within the trusted component which enables the trusted component to take control of the computer platform if the computer platform boots into an unauthorized, or an unrecognized state.

When in the trusted state, a user may load in new applications to use in that trusted state, provided the user can authenticate those applications for use in the trusted state. This may involve a user entering a signature data of the required application to the trusted component, to allow the trusted component to verify the application by means of its signature when loading the application into the trusted

state. The trusted component checks that the signature of the application is the same as the signature which the user has loaded into the trusted component before actually loading the application. At the end of a session, the application is lost from the platform altogether. The session in the trusted state exists only in temporary memory, for example random access memory, which is reset when the trusted state is exited.

In the above described implementations, a version of a computer entity in which a trusted component resides within a video path to a visual display unit have been described. However, the invention is not dependent upon a trusted component being present in a video path to a visual display unit, it will be understood by persons skilled in the art that the above best mode implementations are exemplary of a large class of implementations which can exist according to the invention.

In the above described best mode embodiment, methods of operation have been described wherein a user is presented with a set of options for selecting a state from a plurality of states, and a user input is required in order to enter a particular desired state. For example a user input may be required to specify a particular type of operating system which is required to be used, corresponding to a state of the computer platform. In a further mode of operation of the specific embodiment, data for selecting a predetermined operating state of the computer platform may be stored on a smart card, which is transportable from computer platform to computer platform, and which can be used to boot up a computer platform into a predetermined required state. The smartcard responds to a set of state selection options presented by a BIOS, and selects one of a plurality of offered choices of state. The BIOS contains the state selections available, and a set of loading programs actually install the various operating systems which provide the states. In this mode of operation, rather than data describing a predetermined state being stored within the first memory area of the trusted

component, and the BIOS system obtaining that data from the trusted component in order to boot the computer platform up into a required predetermined state, the information can be accessed from a smart card entered into the smart card reader.

5

Using such a smart card pre-configured with data for selecting one or a plurality of predetermined states, a user carrying the smart card may activate any such computing entity having a trusted component and computer platform as described herein into a predetermined state as specified by the user, with a knowledge that the computing entity will retain no record of the state after a user session has taken place. Similarly as described with reference to Figs. 10 and 11 herein, any output user data or configuration data produced during a session may be verified by the smart card, which can be taken away by a user and used to boot up a further different computing entity into the same state, and continue a session on a different computing entity, verifying any information on user data or session data which is to be retrieved, without either computing entity retaining a permanent record of the predetermined state, and without either computing entity retaining any of the processed user data or session configuration data of the predetermined state.

20

Claims:

1. A computing entity comprising:

5 a computer platform comprising a plurality of physical and logical resources including a first data processor and a first memory means;

a monitoring component comprising a second data processor and a second memory means;

10 wherein, said computer platform is capable of operating in a plurality of different states, each said state utilising a corresponding respective set of individual ones of said physical and logical resources;

15 wherein said monitoring component operates to determine which of said plurality of states said computer platform operates in.

2. The computing entity as claimed in claim 1, wherein a said memory means contains a set of instructions for configuration of said plurality of physical
20 and logical resources of said computer platform into said pre-determined state.

3. The computing entity as claimed in claim 1, in which exit of said computer platform from said pre-determined state is monitored by said monitoring component.

25 4. The computing entity as claimed in claim 1, wherein said monitoring component includes a BIOS file.

5. The computing entity as claimed in claim 1, wherein said computer
30 platform comprises an internal firmware component configured to compute a

digest data of a BIOS file data stored in a predetermined memory space occupied by a BIOS file of said computer platform.

6. A method of activating a computing entity comprising a computer platform having a first data processing means and a first memory means and a monitoring component having a second data processing means and a second memory means, into an operational state of a plurality of pre-configured operational states into which said computer platform can be activated, said method comprising the steps of:

selecting a state of said plurality of pre-configured operational states into which to activate said computer platform;

activating said computer platform into said selected state according to a set of stored instructions;

wherein said monitoring component monitors activation into said selected state by recording data describing which of said plurality of pre-configured states said computer platform is activated into.

7. The method as claimed in claim 6, wherein said monitoring component continues to monitor said selected state after said computer platform has been activated into said state.

8. The method as claimed in claim 6, wherein said monitoring component generates a state signal in response to a signal input directly to said monitoring component by a user of said computing entity, said state signal indicating which said state said computer platform has entered.

9. The method as claimed in claim 6, wherein said set of stored instructions are stored in a BIOS file resident within said monitoring component.

10. The method as claimed in claim 6, comprising the step of
5 generating a menu for selection of a said pre-configured state from said plurality of pre-configured states.

11. The method as claimed in claim 6, comprising the step of
10 generating a user menu displayed on a user interface for selection of a said pre-configured state from said plurality of pre-configured states, and said step of generating a state signal comprises generating a state signal in response to a user input accepted through said user interface.

12. The method as claimed in claim 7, in which said step of selecting a
15 state of said plurality of pre-configured operational states comprises receiving a selection signal from a smartcard device, said selection signal instructing a BIOS of said computer platform to activate the said computer platform into a said selected state.

20 13. The method as claimed in claim 6, wherein said step of selecting a state of said plurality of pre-configured operational states comprises receiving a selection message from a network connection, said selection message instructing a BIOS file of said computer platform to activate said computer platform into a said selected state.

25

14. The method as claimed in claim 6, wherein said step of monitoring a said state comprises:

immediately before activating said computer platform, creating by means of a firmware component a digest data of a first pre-allocated memory space occupied by a BIOS file of said computer platform;

5 writing said digest data to a second pre-allocated memory space to which only said firmware component has write access; and

said monitoring component reading said digest data from said second pre-allocated memory space.

10

15. The method as claimed in claim 6, wherein said step of monitoring said state into which said computer platform is activated comprises:

executing a firmware component to compute a digest data of a BIOS file of
15 said computer platform;

writing said digest data to a predetermined location in said second memory means of said monitoring component.

20 16. The method as claimed in claim 6, wherein said step of activating said computer platform into said selected state comprises:

at a memory location of said first memory means, said location occupied by a BIOS file of said computer platform, storing an address of said monitoring
25 component which transfers control of said first processor to said monitoring component;

storing in said monitoring component a set of native instructions which are accessible immediately after reset of said first processor, wherein said native
30 instructions instruct said first processor to calculate a digest of said BIOS file and

store said digest data in said second memory means of said monitoring component; and

5 said monitoring component passing control of said activation process to said BIOS file, once said digest data is stored in said second memory means.

17. The method as claimed in claim 6, wherein said step of monitoring said state into which said computer platform is activated comprises:

10 after said step of activating said computer platform into said selected state, monitoring a plurality of logical and physical components to obtain a first set of metric data signals from those components, said metric data signals describing a status and condition of said components;

15 comparing said first set of metric data signals determined from said plurality of physical and logical components of said computer platform, with a set of pre-recorded metric data stored in a memory area reserved for access only by said monitoring component; and

20 comparing said first set of metric data signals obtained directly from said plurality of physical and logical components with said set of pre-stored metric data signals stored in said reserved memory area.

25 18. A method of operating a computing entity comprising a computer platform having a first data processing means and a first memory means, and a monitoring component having a second data processing means and a second memory means, such that said computer platform enters one of a plurality of possible pre-determined operating states said method comprising the steps of:

in response to an input from a user interface generating a said state signal, said state signal describing a selected state into which said computer platform is to be activated into;

- 5 activating said computer platform into a pre-determined state, in which a known set of physical and logical resources are available for use in said state and known processes can operate in said state;

10 from said pre-determined state, entering a configuration menu for reconfiguration of said monitoring component; and

modifying a configuration of said monitoring component by entering data via a user interface in accordance with an instruction set comprising said configuration menu.

15

19. The method as claimed in claim 18, wherein said step of entering said monitoring component configuration menu comprises:

20 entering a confirmation key signal directly into said monitoring component, said confirmation key signal generated in response to a physical activation of a confirmation key.

20. The method as claimed in claim 18, wherein said step of entering said monitoring component configuration menu comprises entering a password to said trusted component via a user interface.

25

21. A method of operation of a computing entity comprising a monitoring component having a first data processing means and a first memory means, and a computer platform having a second data processing means and a second memory means, said method comprising the steps of:

30

entering a first state of said computer entity, wherein in said first state are available a plurality of pre-selected physical and logical resources;

5 commencing a user session in said first state, in which said user session a plurality of data inputs are received by said computer platform, said second data processing means performing data processing on said received data;

10 reconfiguring said plurality of physical and logical resources according to instructions received in said session;

 generating a session data describing a configuration of said physical and logical resources;

15 generating a plurality of user data resulting from processes operating within said session;

 storing said user data;

20 storing session data;

 exiting said session; and

 exiting said computer platform from said state.

25

22. The method as claimed in claim 21, further comprising the step of:

 reconfiguring said monitoring component during said user session in said first state.

30

Abstract**OPERATION OF TRUSTED STATE IN COMPUTING PLATFORM**

A computing entity comprises a trusted monitoring component having a first processing means and a first memory means, the trusted monitoring component
5 being a self-contained autonomous data processing unit, and a computer platform having a main processing means and a main memory area, along with a plurality of associated physical and logical resources such as peripheral devices including printers, modems, application programs, operating systems and the like. The computer platform is capable of entering a plurality of different states of
10 operation, each state of operation having a different level of security and trustworthiness. Selected ones of the states comprise trusted states in which a user can enter sensitive confidential information with a high degree of certainty that the computer platform has not been compromised by external influences such as viruses, hackers or hostile attacks. To enter a trusted state, references
15 made automatically to the trusted component, and to exit a trusted state reference must be made to the trusted component. On exiting the trusted state, all references to the trusted state are deleted from the computer platform. On entering the trusted state, the state is entered in a reproducible and known manner, having a reproducible and known configuration which is confirmed by
20 the trusted component.

Fig. 7

1/12

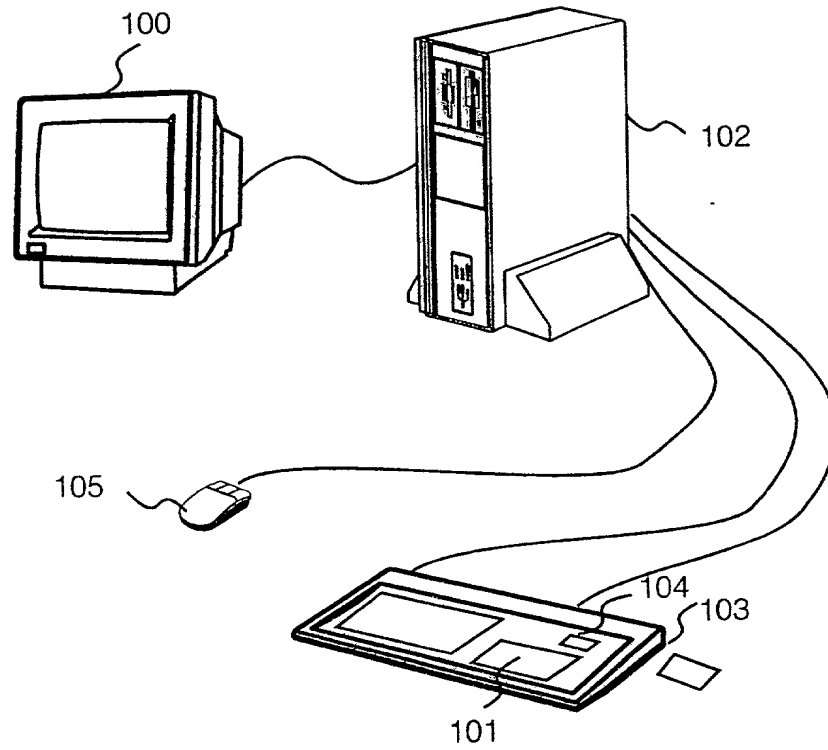


Fig. 1

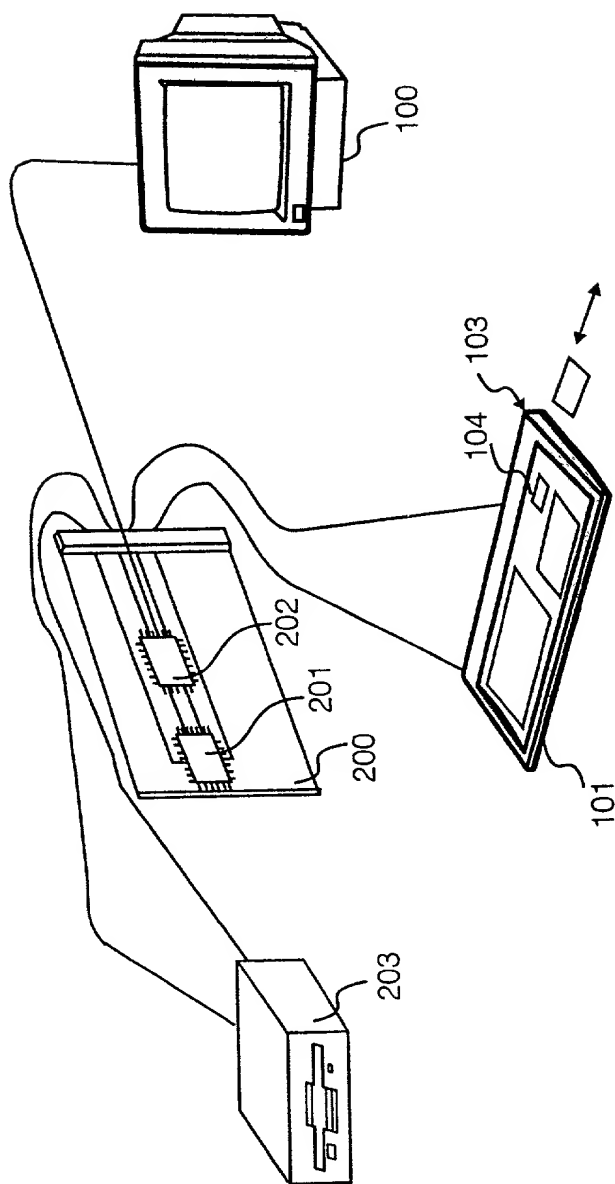


Fig. 2

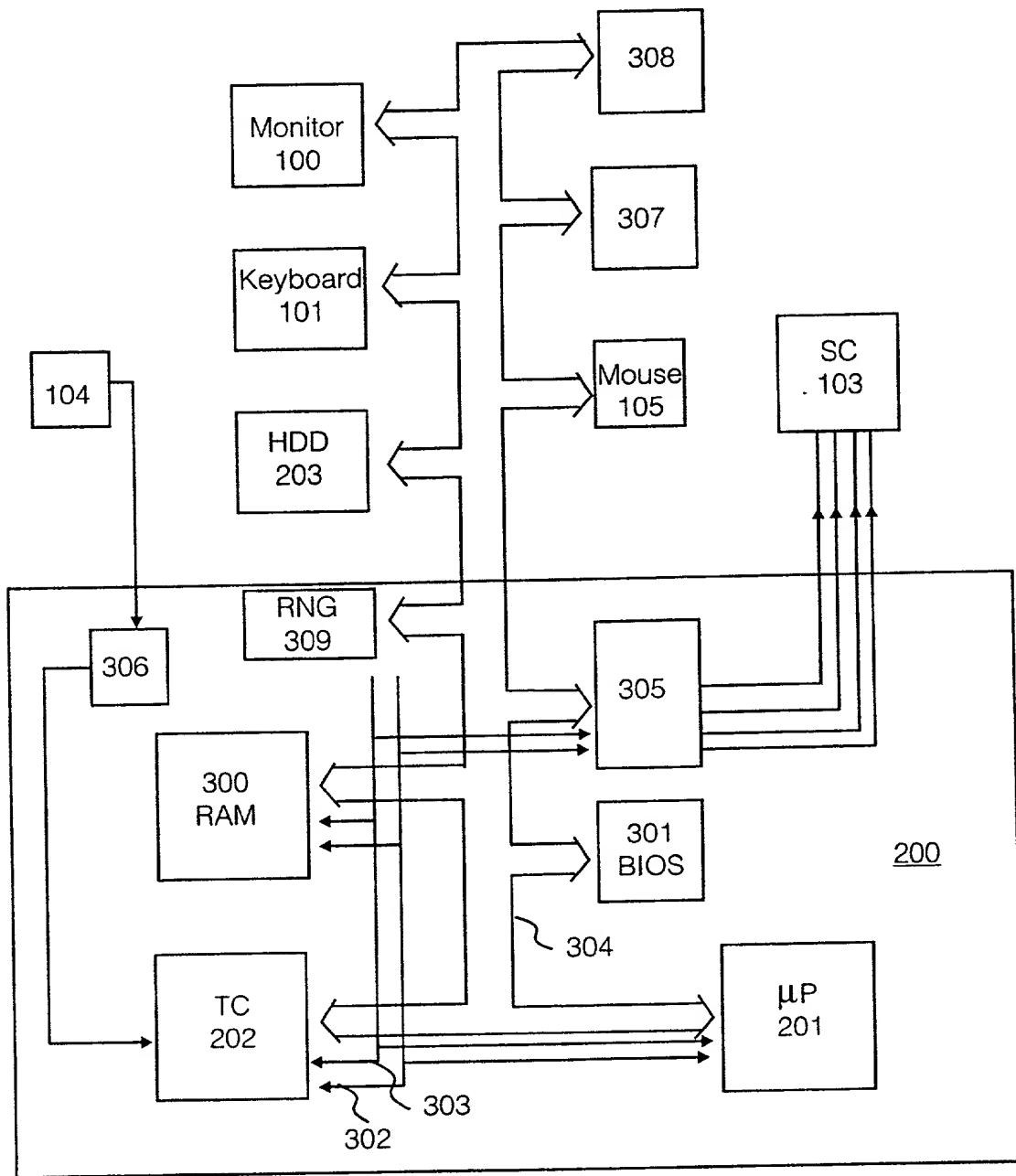


Fig. 3

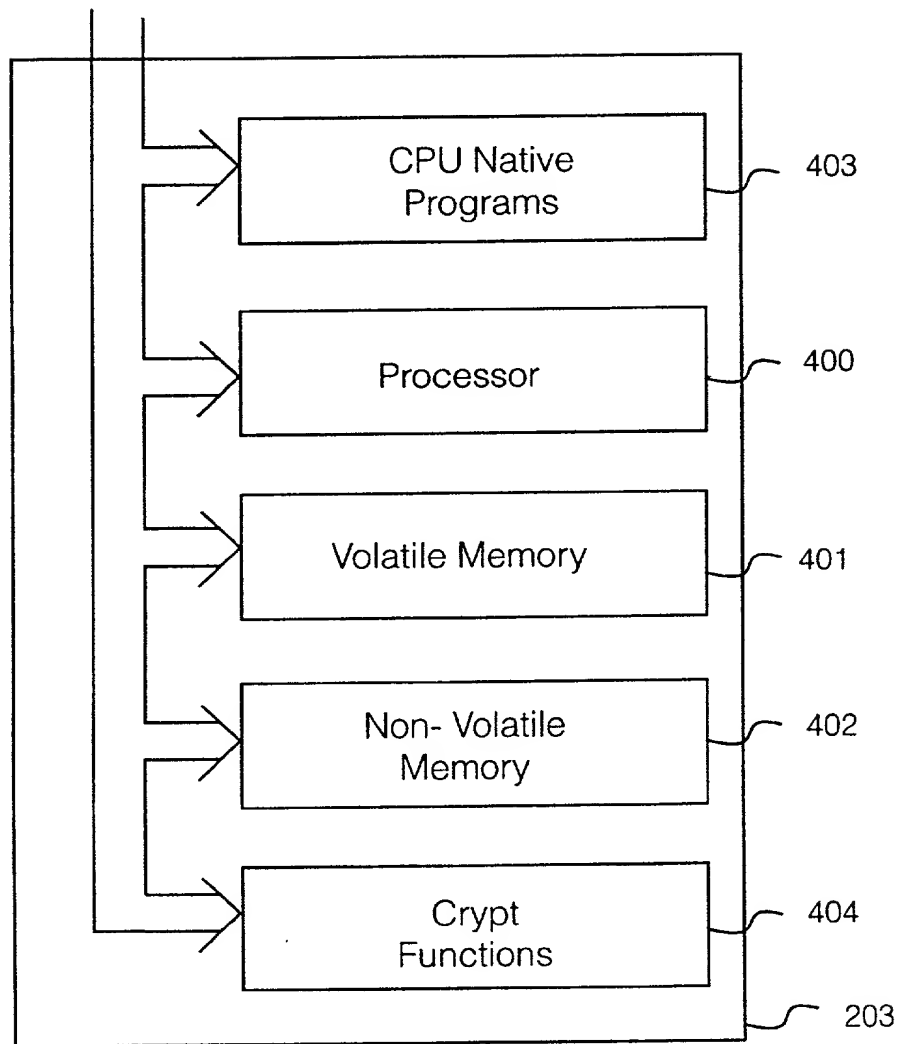


Fig. 4

5/12

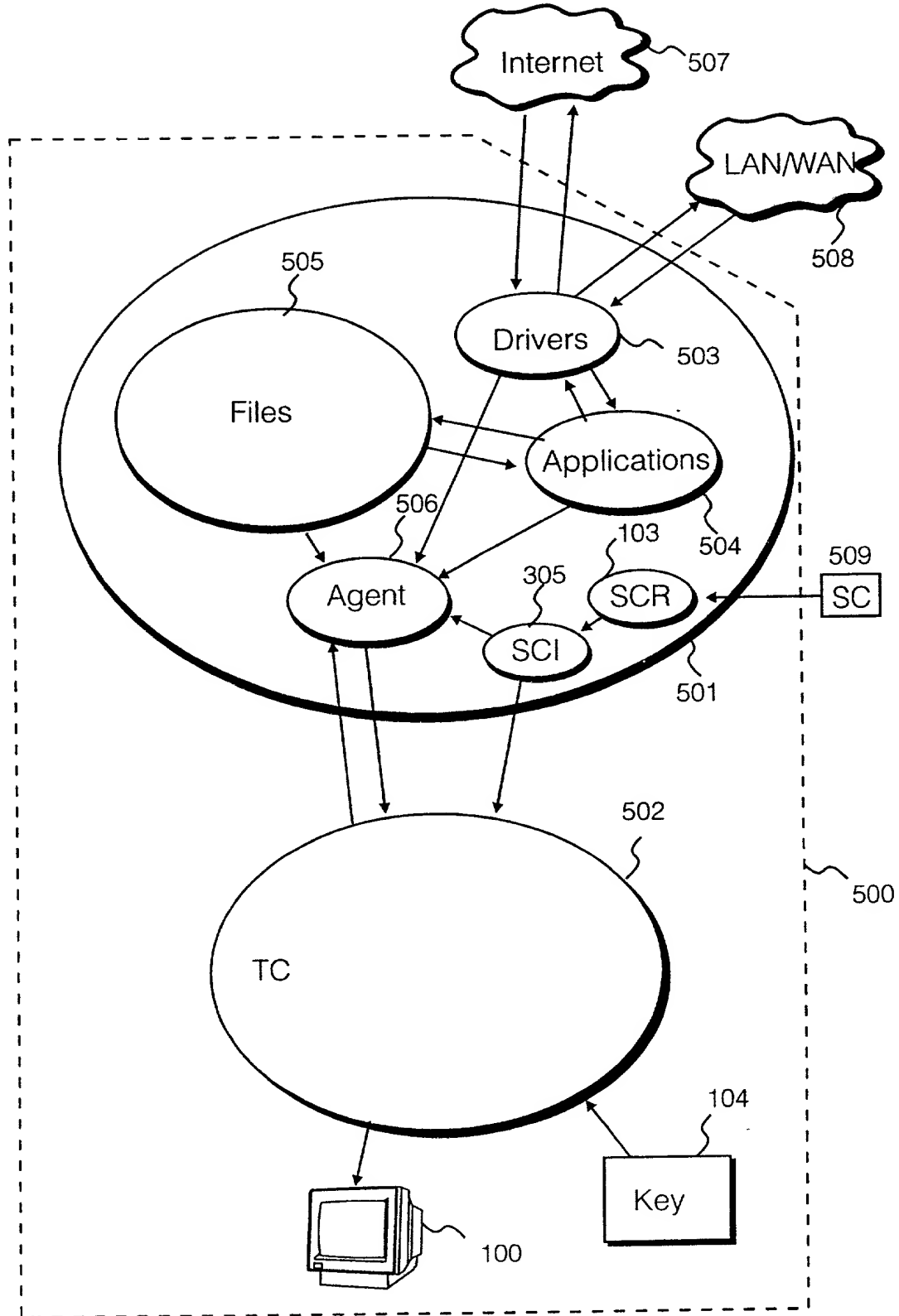


Fig. 5

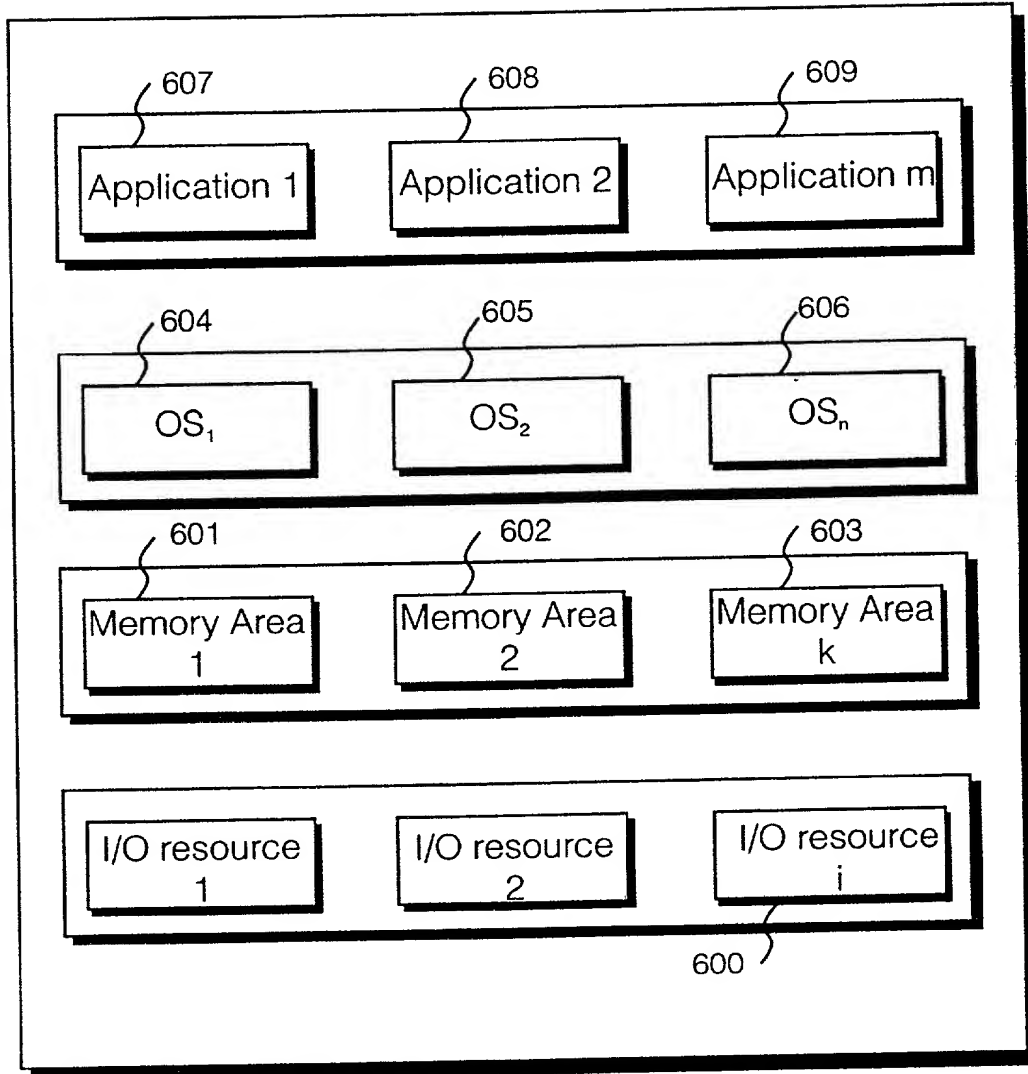


Fig. 6

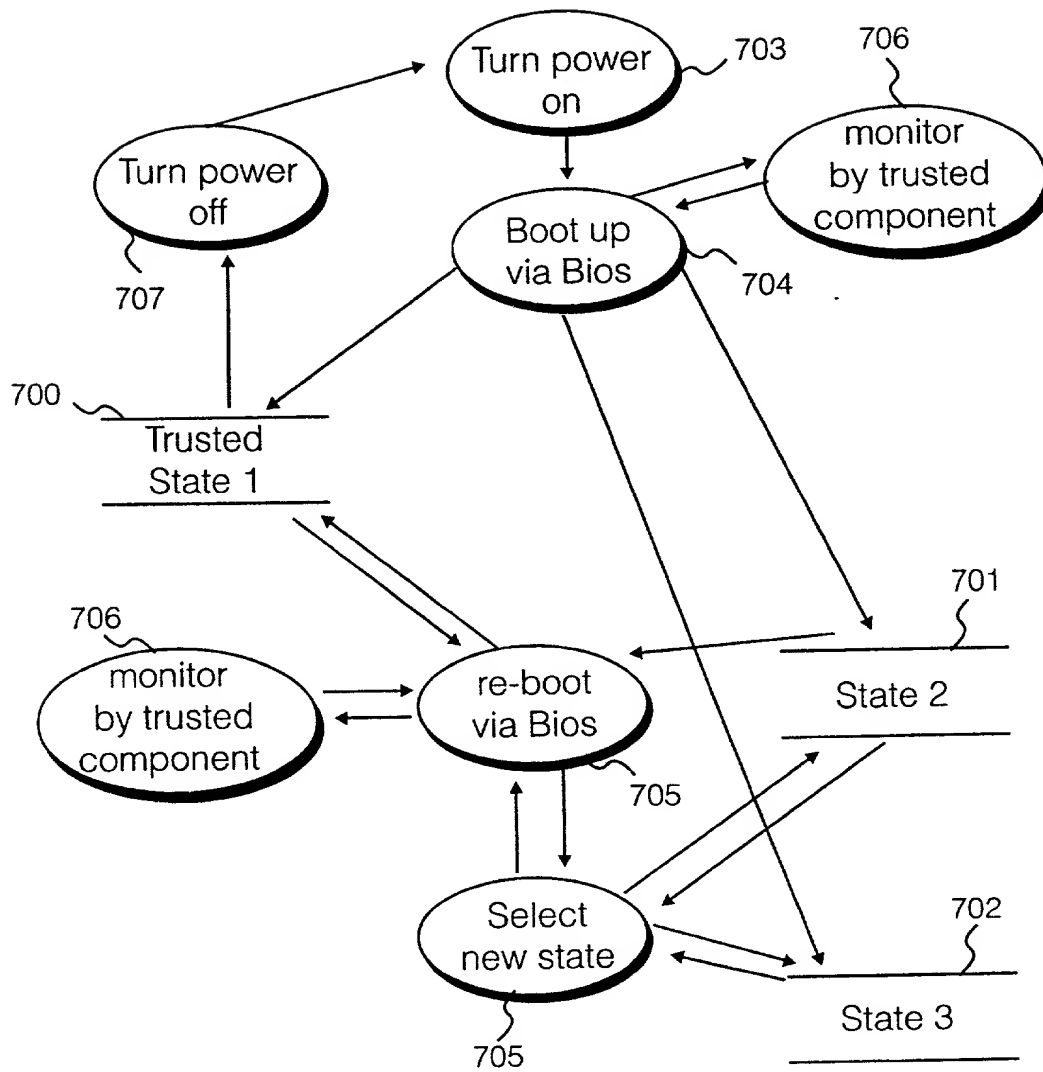


Fig. 7

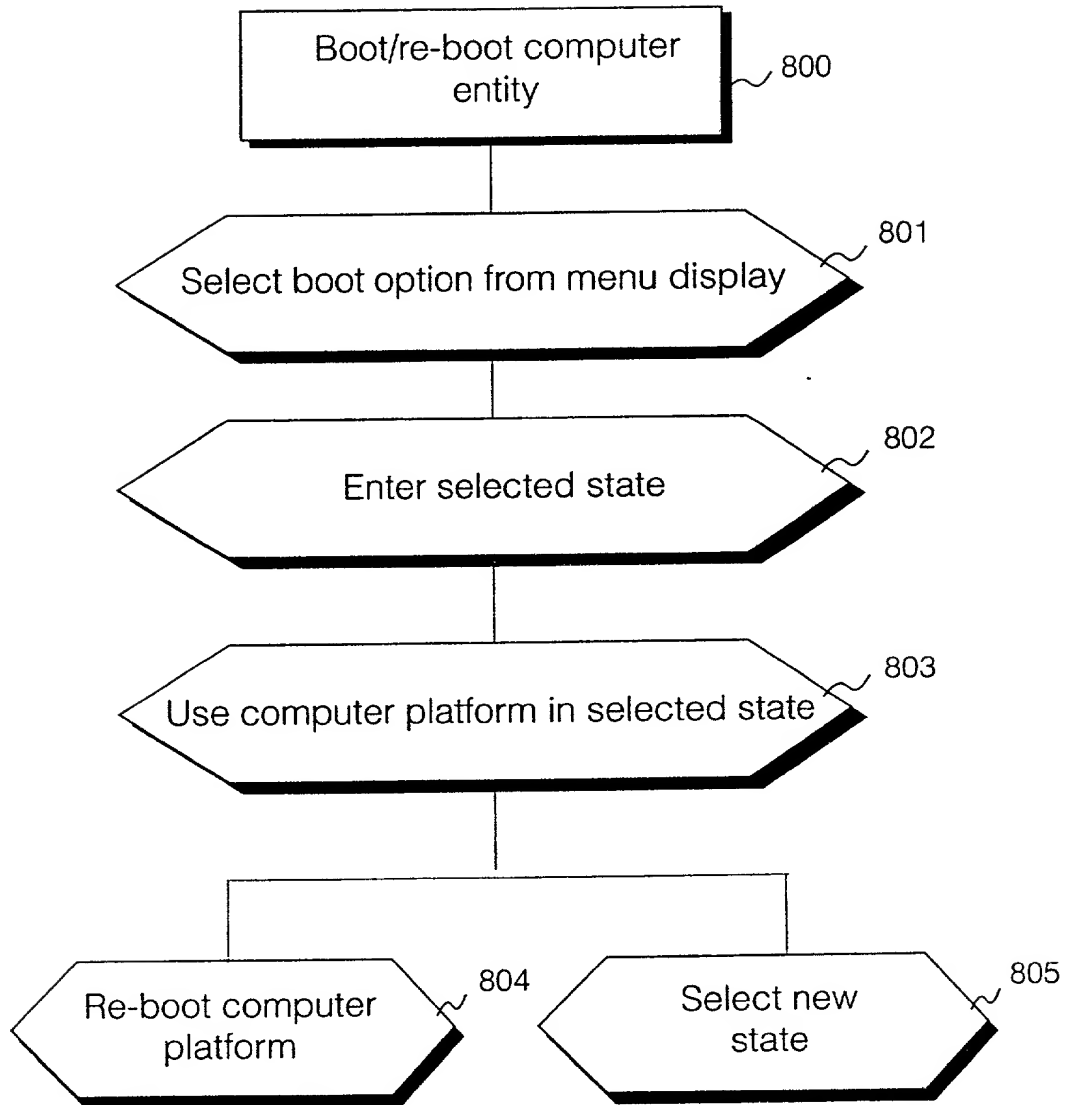


Fig. 8

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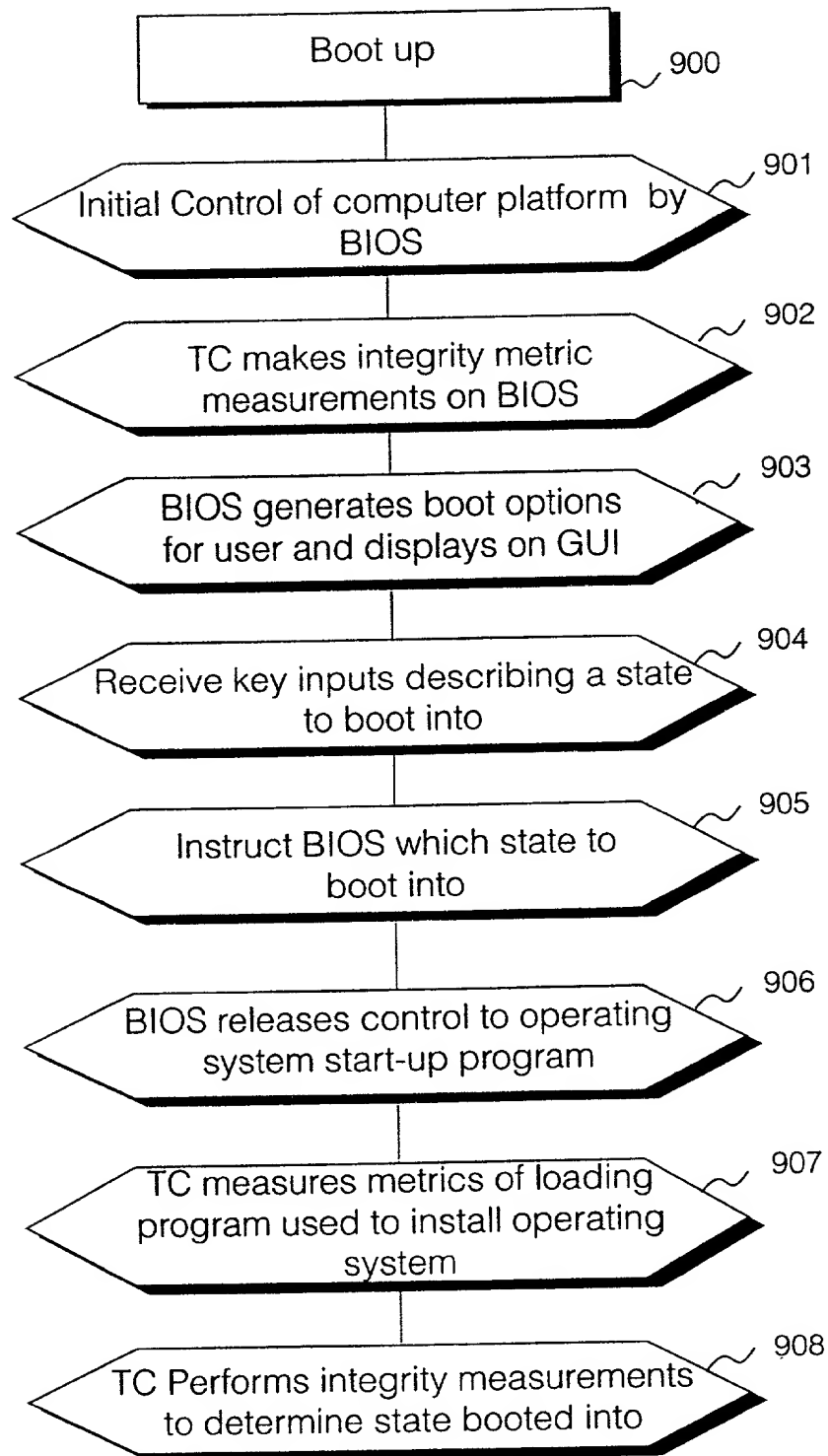


Fig. 9

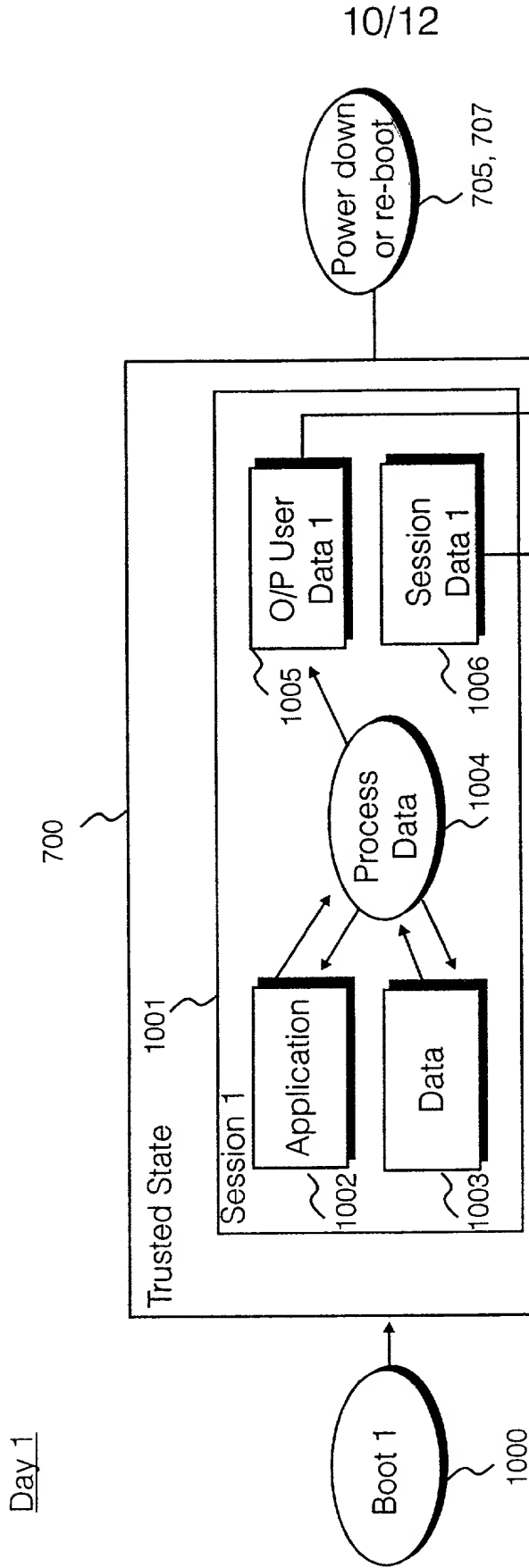


Fig. 10

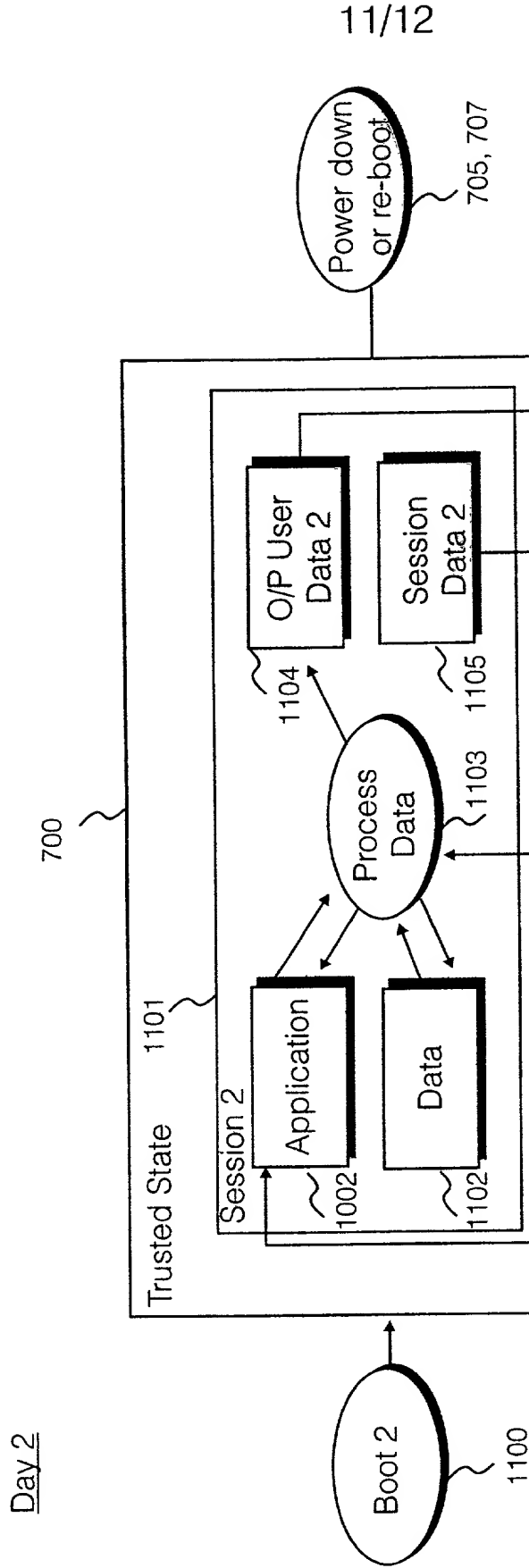


Fig. 11

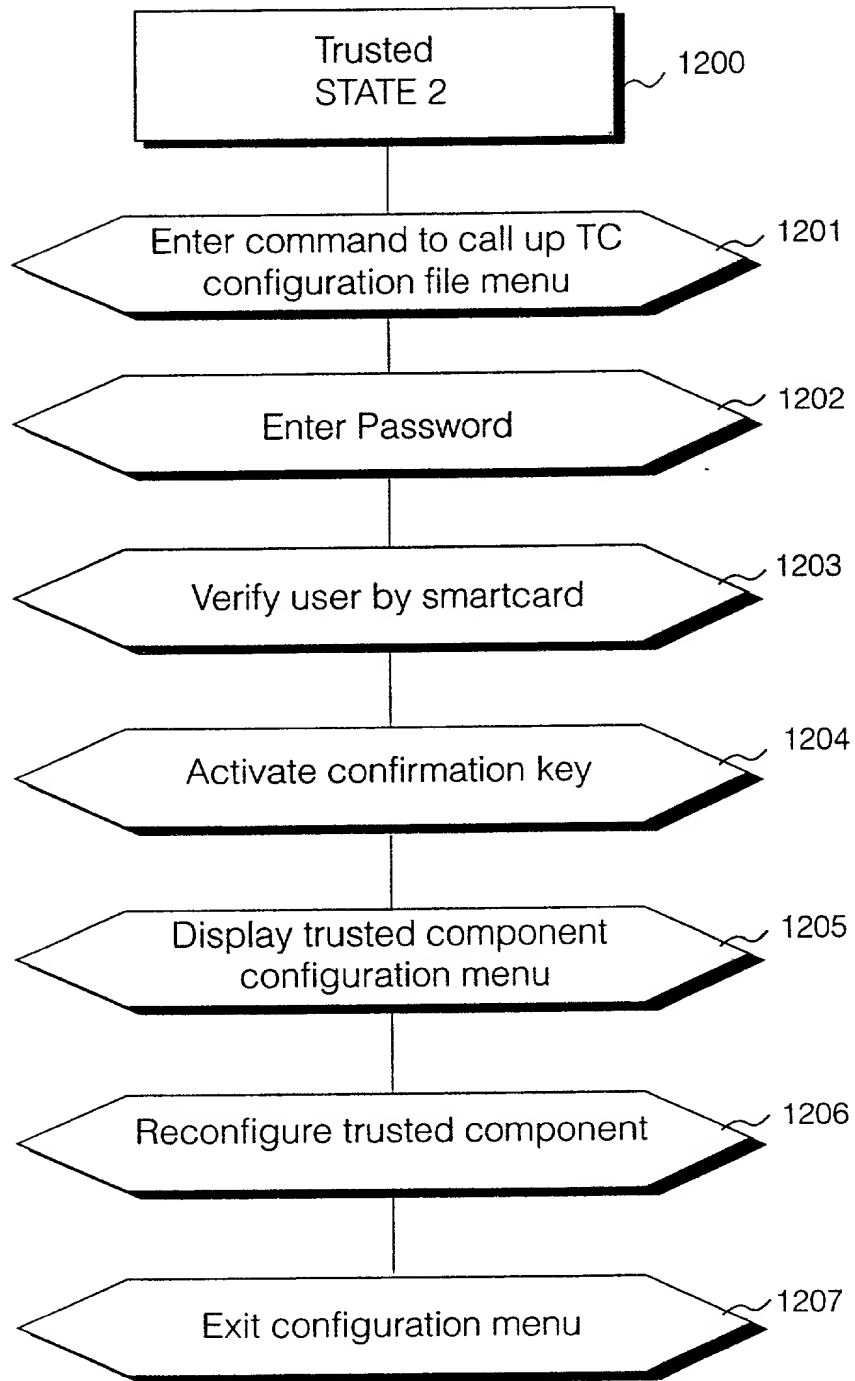


Fig. 12

Attorney's Docket No. B-4050CONTPCT 618384-8**COMBINED DECLARATION AND POWER OF ATTORNEY**

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL, CONTINUATION, OR CIP)

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is of the following type: (check one applicable item below)

- ☒ [X] original
☐ [] design
☐ [] supplemental

NOTE: If the declaration is for an International Application being filed as a divisional, continuation or continuation-in-part application, do not check next item; check appropriate one of last three items.

- ☐ [] national stage of PCT

NOTE: If one of the following 3 items apply, then complete and also attach ADDED PAGES FOR DIVISIONAL, CONTINUATION, OR CIP.

- ☐ [] divisional
☒ [X] continuation
☐ [] continuation-in-part (CIP)

INVENTORSHIP IDENTIFICATION

WARNING: If the inventors are each not the inventors of all the claims an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted.

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TITLE OF INVENTION**"OPERATION OF TRUSTED STATE IN COMPUTING PLATFORM"****SPECIFICATION IDENTIFICATION**

the specification of which: (complete (a), (b) or (c))

- (a) ☒ [X] is attached hereto.
 (b) ☐ [] was filed on _____ as ☐ [] Serial No. 0 / _____
 or ☐ [] Express Mail No., as Serial No. not yet known, _____
 and was amended on _____ (if applicable).

NOTE: Amendments filed after the original papers are deposited with the PTO which contain new matter are not accorded a filing date by being referred to in the declaration. Accordingly, the amendments involved are those filed with the application papers or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 CFR 1.67.

- (c) ☒ [X] was described and claimed in PCT International Application No. PCT/GB00/03613
 filed on 19 September 2000 as amended under PCT Article 19 (1)
 on _____ (if any).

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code Federal Regulations § 1.56.

[] In compliance with this duty there is attached an information disclosure statement 37 CFR 1.97.

PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign applications(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))

(d) [] no such applications have been filed.

(e) [X] such applications have been filed as follows.

NOTE: Where item (c) is entered above and the International Application which designated the U.S. claimed priority check item (e), enter the details below and make the priority claim.

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN(S)) PRIOR TO THIS U.S. APPLICATION

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 USC 119
EP	99307380.8	17 September 1999	[X] YES [] NO
			[] YES [] NO
			[] YES [] NO
			[] YES [] NO
			[] YES [] NO

ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN(S)) PRIOR TO THIS U.S. APPLICATION

POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (*List name and registration number*)

Richard P. Berg, Reg. No. 28,145
Mavis S. Gallenson, Reg. No. 32,464
Kam C. Louie, Reg. No. 33,008
Ross A. Schmitt, Reg. No. 42,529

Victor Repkin, Reg. No. 45,039
John Palmer, Reg. No. 36,885
Peter D. Galloway, Reg. No. 27, 885
William R. Evans, Reg. No. 25, 858

(*check the following item, if applicable*)

[] Attached as part of this declaration and power of attorney is the authorization of the above-named attorney(s) to accept and follow instructions from my representative(s).

SEND CORRESPONDENCE TO:

Richard P. Berg, Esq.
c/o LADAS & PARRY
5670 Wilshire Boulevard, Suite 2100
Los Angeles, California 90036-5679

DIRECT TELEPHONE CALLS TO:

(*Name and telephone number*)

Richard P. Berg
(323) 934-2300

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

Full name of **sole or first inventor** Graeme John PROUDLER

Inventor's signature _____

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Post Office Address (same as residence)

Full name of **second joint inventor**, if any David CHAN

Inventor's signature _____

Date _____ Country of Citizenship U.S.A.

Residence 16112 Mays Avenue, Monte Sereno, California 95030 U.S.A.

Post Office Address (same as residence)

**CHECK PROPER BOX(ES) FOR ANY OF THE FOLLOWING ADDED PAGES(S)
WHICH FORM A PART OF THIS DECLARATION**

- [] Signature for third and subsequent joint inventors. *Number of pages added* __
- [] Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor. *Number of pages added* _____
- [] Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 CFR 1.47. *Number of pages added* *Added pages to combined declaration and power of attorney for divisional, continuation-in-part (CIP) application.*
Number of pages added _____

* * *

- [X] Added pages to combined declaration and power of attorney for divisional, continuation, or continuation-in-part (CIP) application.
Number of pages added 1.

- [] Authorization of attorney(s) to accept and follow instructions from representative.

* * *

If no further pages form a part of this Declaration then end this Declaration with this page and check the following item.

- [] This declaration ends with this page.

**ADDED PAGE TO COMBINED DECLARATION AND POWER OF ATTORNEY
FOR DIVISIONAL, CONTINUATION, OR CIP APPLICATION**

(Complete this part only if this is a divisional, continuation, or CIP application)

CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S) UNDER 35 U.S.C. 120

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

**PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS
DESIGNATING THE U.S. FOR BENEFIT UNDER 35 USC 120:**

U.S. APPLICATIONS		STATUS (Check one)		
U.S. APPLICATIONS	U.S. FILING DATE	Patented	Pending	Abandoned
1. 0 /				
2. 0 /				
3. 0 /				

PCT APPLICATIONS DESIGNATING THE U.S.					
PCT APPLICATION NO.	PCT FILING DATE	U.S. SERIAL NOS. ASSIGNED (if any)			
4. PCT/GB00/03613	19 September 2000*			X	
5.					
6					

*This application is being filed as a continuation of co-pending PCT International Patent Application No. PCT/GB00/03613 (filed on 19 September 2000), which PCT application claims priority to EP Application No. 99307380.8 (filed on 17 September 1999).